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BOARD of SUPERVISORS



City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Tel. No. 554-5184
TDD No. 554-5227

Legislation Introduced
Including All Off-Calendar Items
January 6, 2004

OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

DOCUMENTS DEPT.

JAN - 9 2004

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Ordinances

032029 [Extended Hours Permits]

Ordinance amending Section 1070.19 of the Police Code to permit bona fide public eating places or places of entertainment that have no liquor license to apply for and receive an extended hours permit from the Entertainment Commission. Supervisor Duffy presented. ASSIGNED to City Services Committee.

040002 [Appropriate funding for the Courthouse Construction Fund to fund court facility renovations]

Ordinance appropriating \$1,782,000 from the Courthouse Construction Fund to fund court facility renovations and a jurisdictional transfer of property under the control of the City and County of San Francisco for fiscal year 2003-04. Mayor presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

Resolutions

040003 [STOP Intersections - Various Streets]

Resolution designating certain intersections as "STOP" intersections.

STOP SIGNS - ESTABLISH

Lincoln Way, Martin Luther King Jr. Drive, and La Playa Street, stopping Lincoln Way, making this intersection an All-Way STOP.

Great Highway and John F. Kennedy Drive, stopping The Great Highway, making this intersection and All-Way STOP. Fulton and La Playa Streets, stopping Fulton Street, making this intersection an All-Way STOP.

47th Avenue and Fulton Street, stopping Fulton Street, making this intersection an All-Way STOP. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Land Use Committee.

040005 [State law related to alcohol closing hours]

Resolution urging the California State Legislature to pass legislation to modernize laws related to alcohol closing hours. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Rules Committee.

040006 [Grant - Recreation and Park, \$154,020]

Resolution accepting and expending a grant from the Land and Water Conservation Funds in the amount of \$154,020 for the renovation of McLaren Park, Yosemite Creek and Marsh. Mayor, Supervisor Hall presented. RECEIVED AND ASSIGNED to City Services Committee.

040010 [Grant - Recreation and Park, \$4,742,243.]

Resolution authorizing the San Francisco Recreation and Park to accept and expend funds available under the Roberti-Zberg-Harris Block Grant Program under the California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Act of 2002 in the amount of \$4,742,243. Mayor, Supervisor Hall presented. RECEIVED AND ASSIGNED to City Services Committee.

040011 [State Grant - Recreation and Park, \$5,651,000]

Resolution authorizing the San Francisco Recreation and Park to accept and expend State Grant Funds under the Per Capita Grant Program in the total amount of \$5,651,000 from the Per Capita Grant Program under the California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Act of 2002 to funding the following projects: Harding Park Club House, \$3,500,000; Harvey Milk Center, \$1,800,000; Chinese Recreation Center, \$126,000; Minnie and Lovie Ward Recreation Center, \$125,000; and Geneva Office Building/Car Barn, \$100,000. Mayor, Supervisor Hall presented. RECEIVED AND ASSIGNED to City Services Committee.

040012 [State Grant - Recreation and Park, \$32,673,000]

Resolution authorizing the San Francisco Recreation and Park to accept and expend grant funds in the amount of \$32,673,000 for the following Golden Gate Park Projects: Bison Paddock, \$800,000; Children's Quarters Playground, \$1,000,000; Kezar Pavilion Planning and Studies, \$867,000; Concourse Institutions (Academy of Science, \$3,000,000 and De Young Museum, \$2,000,000; McLaren Lodge, \$7,000,000; Music Concourse, \$7,050,000; RPD GGP Projects, \$818,000; Park Aid Station, \$1,155,000; Portals of the Past, \$100,000; Rhododendron Dell, \$600,000; Signage for GGP, \$100,000; South and Middle Lakes, \$3,000,000; Stables, \$1,400,000; Strybing, \$3,000,000; and Urban Forestry Yard, \$783,000. Mayor, Supervisor Hall presented. RECEIVED AND ASSIGNED to City Services Committee.

Request for Hearings

040001 [Eastern Neighborhood Community Plan]

Hearing to discuss interim measures for the Eastern Neighborhood Community Plan, the work scope of Public Benefit Zoning and Community Impact Report (Socio-Economic Analysis), and to discuss non-conforming uses. Planning Department staff will also provide a status report on the environmental review process for the rezoning of the Eastern Neighborhoods. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Land Use Committee.

040007 [Vehicle Leasing Program]

Hearing regarding the progress and implementation of the City of San Francisco's Vehicle Leasing Program under the supervision of the Department of Administrative Services. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

040008 [Update on SFO Enterprises]

Hearing regarding an Airport-provided update on SFO Enterprises. Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to Budget Committee.

040013 [Mayoral appointments to the Department of Building Inspection Commission and the Workforce Development Advisory Committee]

Hearing to consider Mayoral appointments to the Department of Building Inspection Commission and the Workforce Development Advisory Committee, made between December 22, 2003 and noon of January 8, 2004. (Clerk of the Board) . RECEIVED AND ASSIGNED to Rules Committee.

Charter Amendment

040009 [Charter Amendment - Retirement benefits for miscellaneous officers and employees]

Charter Amendment (First Draft) to amend Sections A8.509 and A8.587 relating to retirement benefits for miscellaneous officers and employees. Supervisor Sandoval presented. ASSIGNED UNDER 30 DAY RULE.

Motion

040004 [Needle Exchange Emergency]

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program. Supervisors Ammiano, Newsom, Daly, Peskin, McGoldrick, Maxwell, Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

PROPOSED ORDINANCES

032012 [Summary Vacation of a Retaining Wall, Sewer and Utility Easement Within Assessor's Block 2763, Lot 023]

Ordinance ordering the summary vacation of a retaining wall, sewer and utility easement located within Assessor's Block 2763, Lot 023, on land commonly known as 3750 Market Street, subject to specified conditions; adopting findings pursuant to the California Streets and Highways Code Sections 8330 et seq.; adopting findings pursuant to the California Environmental Quality Act; adopting findings that the vacation and sale are consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; authorizing the conveyance of the vacated easement area to the fee owner of Assessor's Block 2763, Lot 023; and ratifying and authorizing actions in furtherance of the ordinance. (Real Estate Department) . RECEIVED AND ASSIGNED to Land Use Committee.

PROPOSED RESOLUTIONS

031974 [Establishing Monthly Contribution Amount]

Resolution establishing monthly contribution amount to Health Service Trust Fund. (Human Resources Department) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

031975 [Year 4 Renewal of SFPUC Program Management Services Contract]

Resolution retroactively approving the Public Utilities Commission's approval of the fourth year renewal of Agreement No. CS-524, Program Management Services, with the Water Infrastructure Partners (WIP) to provide program management services for the SFPUC Capital Improvement Program, for an amount not to exceed \$11 million; and approving the Contract Year 3 performance fee for an amount not to exceed \$497,000. (Public Utilities Commission) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

Resolution enacting and rescinding traffic regulations on various streets.

NO TURNS - ESTABLISH

Octavia Frontage Road, northbound, at Haight Street;
Octavia Frontage Road, northbound, at Fell Street; and
Octavia Frontage Road, southbound, at Oak Street.

NO LEFT TURNS - ESTABLISH

Octavia Boulevard, southbound, at Market Street;
Freeway off-ramp, (Octavia Boulevard) northbound, at Market Street;
Octavia Boulevard, northbound and southbound, at Haight Street;
Octavia Boulevard, northbound and southbound, at Page Street;
Octavia Boulevard, northbound and southbound, at Oak Street;
Octavia Frontage Road, southbound, at Haight Street;
Octavia Frontage Road, northbound and southbound, at Page Street;
Octavia Frontage Road, northbound and southbound, at Oak Street; and
Octavia Frontage Road, northbound and southbound, at Fell Street.

MULTIPLE LEFT TURN LANES - ESTABLISH

Octavia Boulevard, northbound, at Fell Street.

MULTIPLE RIGHT TURN LANES - ESTABLISH

Oak Street, eastbound, at Octavia Boulevard.

RIGHT TURN ONLY - ESTABLISH

Octavia Frontage Road, southbound, at Market Street;
Waller Street, eastbound, at Market Street; and
Octavia Frontage Road, southbound, at Fell Street.

NO TURN ON RED - ESTABLISH

Haight Street, eastbound and westbound, at Octavia Boulevard;
Page Street, eastbound and westbound, at Octavia Boulevard;
Market Street, Octavia Boulevard, Freeway Intersection, all approaches; and
Oak Street, eastbound, at Octavia Boulevard.

ONE-WAY STREET - ESTABLISH

East Octavia Frontage Road, northbound, between Hayes and Market Streets;
West Octavia Frontage Road, southbound, between Hayes and Market Streets;
Lily Street, westbound, between Laguna Street and Octavia Boulevard (reverses direction);
Rose Street, eastbound, between Gough Street and Octavia Boulevard (reverses direction);
Elgin Park, southbound, between Duboce Avenue and McCoppin Street; and
McCoppin Street, eastbound, between Elgin Park and Market Street.

TOW-AWAY LANE MUST TURN LEFT - ESTABLISH

Eastbound Oak Street at Laguna Street.. RECEIVED AND ASSIGNED to Land Use Committee.

032008 [Parking Regulations]

Resolution enacting and rescinding parking regulations at various locations.

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH

Octavia Boulevard, both sides, between Hayes and Market Streets;
Fell Street, north side, between Frontage Road and Octavia Boulevard;
Octavia Frontage Road, east side, from Market Street to 140 feet northerly;
Octavia Frontage Road, east side, from Haight Street to 40 feet northerly;
Rose Street, north side, from Octavia Frontage Road to 30 feet easterly;
Octavia Frontage Road, east side, from Haight Street to 40 feet northerly;
Octavia Frontage Road, east side, from Page Street to 40 feet northerly;
Octavia Frontage Road, east side, from Oak Street to 40 feet northerly;
Octavia Frontage Road, west side, from Fell Street to 24 feet southerly;
Octavia Frontage Road, west side, from Oak Street to 40 feet southerly;
Lily Street, south side, from Octavia Frontage Road to 26 feet westerly;
Octavia Frontage Road, west side, from Haight Street to 60 feet southerly;
Oak Street, both sides, from Gough Street to 22 feet easterly; and
Oak Street, both sides, from 98 feet west of Franklin Street to 149 feet westerly.

BLUE ZONE - REVOKE

Oak Street, south side, from Gough Street to 28 feet easterly.

BLUE ZONE - ESTABLISH

Gough Street, west side, from Oak Street to 26 feet southerly.

TOW-AWAY, NO STOPPING, 7:00 AM TO 9:00 AM AND 4:00 PM TO 6:00 PM, MONDAY THROUGH FRIDAY - ESTABLISH

Oak Street, south side, from Octavia Boulevard to 150 feet westerly.

TOW-AWAY, NO STOPPING, 7:00 AM - 9:00 AM, MONDAY THROUGH FRIDAY - REVOKE

Oak Street, north side, from Octavia Street to Laguna Street. (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Land Use Committee.

032010 [Extend for the third year of funding the HIV Care and Related Services for Women and Minorities grant]

Resolution authorizing the San Francisco Department of Public Health, AIDS Office (SFDPH, AIDS) to accept retroactively and expend a grant in the amount of \$745,125 from the Department of Health and Human Services, Office of Minority Health (DHHS, OMH) to provide the third year of funding for HIV Care and Related Services for Women and Minorities and to enter into an agreement for the use of these funds; for the period of September 30, 2003, to September 29, 2004. (Public Health Department) Supervisor Dufty presented. RECEIVED AND ASSIGNED to City Services Committee.

032011 [BART Payment for MUNI Transfer Trips]

Resolution approving an Agreement between the City and County of San Francisco (the "City") and the Bay Area Rapid Transit District ("BART") authorizing payment to the Municipal Transportation Agency ("MTA") for transfer trips provided by the Municipal Railway in FY 2003-2004. (Municipal Transportation Agency) . CONTINUED.

032013 [Evaluating the non-name HIV reporting system in California]

Resolution authorizing the San Francisco Department of Public Health, AIDS Office, (SFDPH, AIDS) to enter retroactively into the second year of an agreement with the Regents of the University of California San Francisco (UCSF), the primary contractor, to accept and expend funds in the amount of \$10,500 to evaluate the acceptability of California's HIV Surveillance Program by non-name code, for the period of July 1, 2003 to June 30, 2004. (Public Health Department) Supervisor Dufty presented. RECEIVED AND ASSIGNED to City Services Committee.

032014 [Accept-Expend State Forgivable Loan]

Resolution authorizing the Department of Human Services to accept and expend a forgivable loan in the amount of \$467,500 from the California Department of Housing and Community Development Emergency Housing and Assistance Program (EHAP) Capital Development to convert two floors of a building at 150 Otis Street in order to provide emergency homeless shelter services. (Human Services Department) Supervisor Dufty presented. RECEIVED AND ASSIGNED to City Services Committee.

032015 [Accept-Expend State Forgivable Loan]

Resolution authorizing the Department of Human Services to accept and expend a forgivable loan in the amount of \$465,252 from the California Department of Housing and Community Development Emergency Housing and Assistance Program (EHAP) Capital Development to make major repairs to the Multi-Service Center South (695 Bryant Street) which provides homeless shelter services. (Human Services Department) . RECEIVED AND ASSIGNED to City Services Committee.

032045 [Contract funds to expand healthcare services to newly housed people with disabilities]

Resolution authorizing the San Francisco Department of Public Health (SFDPH) to enter retroactively into an agreement with the San Francisco Community Clinic Consortium (SFCCC), the primary contractor, and accept and expend funds in the amount of \$299,773 to expand healthcare services to newly housed people with disabilities; for the period of September 1, 2003 to August 31, 2004. (Public Health Department) Supervisor Dufty presented. RECEIVED AND ASSIGNED to City Services Committee.

032048 [STOP Intersections]

Resolution designating certain intersections as "STOP" intersections.

STOP SIGNS - ESTABLISH

Dartmouth and Silliman Streets, facing Dartmouth Street, making this intersection an all-way STOP; Burrows and Hamilton Streets, facing Hamilton Street, making this intersection an all-way STOP; and Mullen and Peralta Avenues, stopping Peralta Avenue at Mullen Avenue, making this uncontrolled intersection a two-way STOP. (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Land Use Committee.

Resolution enacting and rescinding parking regulations at various locations.

NO PARKING ANYTIME - ESTABLISH

Lucky Street, west side, from the north property line to the south property line of 2843 Folsom Street (a 25-foot zone across from 39 Lucky Street); and

Dolores Street, west side, from 28th Street to eight feet northerly.

NO PARKING ANYTIME - RESCIND

Ellsworth Street, west side, from the south property line of 760 Ellsworth Street to the south property line of 764 Ellsworth Street, north of Alemany Boulevard (50 feet).

RESIDENTIAL PERMIT PARKING AREA "S" (2-HOUR TIME LIMIT, 8 AM - 9 PM, MONDAY THROUGH FRIDAY) - ESTABLISH

Castro Street, both sides, between 23rd and Elizabeth Streets (1100 block); and

Elizabeth Street, both sides, between Castro and Noe Streets. (500 block).

ANGLE PARKING (45-DEGREE) - ESTABLISH

Oakdale Avenue, north side, from 140 feet east of 3rd Street (near Mendell Street) to Lane Street.

TOW-AWAY, NO PARKING ANYTIME - ESTABLISH

Mendell Street, both sides, between Oakdale and Palou Avenues;

Rivera Street, on the eastern terminus, from the southeast corner to a point 24 feet northerly; and

Rivera Street, south side, from the terminus to a point 10 feet westerly.

Greenwich Street, east of Hyde Street, from the north curb line to 13 feet southerly and from 39 feet to the south curb line, along the terminus wall.

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH

Harriet Street, east side, from Brannan Street to 40 feet southerly;

Oakdale Avenue, both sides, from 3rd Street to 16 feet east of Mendell Street;

Washington Street, south side, from Leavenworth Street to 10 feet westerly (replaces seven-foot red zone);

Market Street, east side, from Corbett Avenue and Portola Drive crosswalk to 550 feet northerly; and

Portola Drive, east side, from Corbett Avenue and Market Street crosswalk to 385 feet southerly.

RESIDENTIAL PERMIT PARKING AREA "Z" (2-HOUR TIME LIMIT, 8 AM - 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH

Church Street, both sides, between 27th and Duncan Streets (portion of the 1500 block).

TOW-AWAY, NO STOPPING ANYTIME - RESCIND

RESIDENTIAL PERMIT PARKING AREA "A" AND "C" (2-HOUR TIME LIMIT, 8 AM - 7 PM, MONDAY THROUGH FRIDAY) - ESTABLISH

Broadway, north side, from 13 to 240 feet east of Hyde Street.

UNMETERED MOTORCYCLE PARKING - ESTABLISH

Hill Street, north side, between Guerrero and Valencia Streets, in front of 16 Hill Street (accommodates five unmetered motorcycle spaces);

Greenwich Street, east of Hyde Street, from 35.5 feet to 39 feet south of the north curb line, along the terminus wall, for one space;

Steiner Street, east side, between the driveways of 1000 and 1006 Steiner Street (accommodating six to seven motorcycle parking stalls);

Dolores Street, west side, from 8 feet to 22 feet north of 28th Street (accommodates four unmetered motorcycle parking spaces);

Waller Street, between the driveways of 231 and 235 Waller Street (accommodates two motorcycle parking spaces);

Frederick Street, adjacent to the triangular island east of Arguello Boulevard, on the north side of the island, from the east end to 14 feet westerly (accommodates four unmetered motorcycle stalls), and on the south side of the island, from the east end to eight feet westerly (accommodates two unmetered motorcycle stalls).

PERPENDICULAR (90-DEGREE ANGLE) PARKING - ESTABLISH

Cesar Chavez Street, north side, from Castro Street to 400 feet easterly;

Gaven Street, north side, from west curb line of Bowdoin Street to west edge of driveway at 394 Gaven Street (80-foot zone);
 Lyon Street east side, between Golden Gate Avenue and Turk Street;
 Cole Street, west side, from Carmel Street to 195 feet southerly;
 Greenwich Street, east of Hyde Street, from 13 feet to 39 feet south of the north curb line, along the terminus wall;
 Jones Street, west side, from California Street to Pine Street;
 4th Avenue, east side, between Irving Street and Parnassus Avenue;
 5th Avenue, east side, between Irving Street and Parnassus Avenue;
 Taylor Street, west side, between California and Pine Streets;
 Mason Street, east side, between Bush and California Streets;
 Dartmouth Street, west side, from Dwight Street to a point 45 feet north of Mansell Street;
 Hamilton Street, west side, between Dwight and Woolsey Streets;
 Barneveld Avenue, east side, from Gaven Street to Silver Avenue;
 18th Street, south side, between Arkansas and Connecticut Streets;
 23rd Street, south side, between Indiana and Minnesota Streets;
 De Haro Street, east side, between 19th Street and Southern Heights Avenue;
 De Haro Street, east side, between 22nd and 23rd Streets;
 Minnesota Street, east side, between 22nd Street and terminus south of 22nd Street;
 Missouri Street, west side, from 0 to 200 feet north of 17th Street;
 San Bruno Avenue, east side, between 16th and 17th Streets;
 Tennessee Street, east side, between 20th and 22nd Streets;
 Tennessee Street, both sides, from 0 to 170 feet south of 22nd Street; and
 San Bruno Avenue, both sides, from 18th to 20th Streets. (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Land Use Committee RECEIVED AND ASSIGNED to Land Use Committee.

032050 [Traffic Regulations]

Resolution enacting and rescinding traffic regulations on various streets.

BICYCLE LANES - ESTABLISH

Oakdale Avenue, both directions, from Phelps Street to 180 feet west of 3rd Street and from 3rd Street to 80 feet easterly.

RIGHT TURN ONLY - RESCIND

21st Street, eastbound and westbound, at Guerrero Street.

NO LEFT TURN EXCEPT MUNI AND TAXIS FROM 3 PM TO 7 PM (SIX-MONTH TRIAL) - ESTABLISH

Northbound Potrero Avenue to westbound 24th Street; and
 Eastbound 24th Street to northbound Potrero Avenue.

STREET CLOSURE, 10 AM to 3 PM, MONDAY THROUGH FRIDAY - ESTABLISH

Leidesdorff Alley, between Halleck and Sacramento Streets.

ONE-WAY (NORTHBOUND) TRAFFIC DESIGNATION - ESTABLISH

Arago Street, between Havelock and Paulding Streets. (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Land Use Committee.

In Memoriams

Roger Tom (Entire Board)

Ian McGrew (Supervisor Hall)

Ivy Lee, Jr. (Supervisor Hall)

Sandra DeNola Kirshenbaum (Supervisor McGoldrick)

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**≡ Legislation Introduced
Including All Off-Calendar Items
January 27, 2004**

DOCUMENTS DEPT.

OFF-AGENDA LEGISLATION

JAN 30 2004

**SAN FRANCISCO
PUBLIC LIBRARY**

Introduced by Supervisors or Mayor

Ordinances

- 040092 [Grading of food preparation and service establishments by Department of Public Health and posting of letter grade and inspection score cards at food preparation and service establishments]**
Ordinance amending the San Francisco Health Code by adding a new section 456 et seq. to establish letter grading system by Department of Public Health for inspection of food preparation and service establishments, requiring posting of letter grade and inspection score cards by food preparation and service establishments, and providing penalties for lack of compliance. Supervisors Daly, Ammiano presented. ASSIGNED UNDER 30 DAY RULE to City Services Committee.
- 040099 [Dept. of Administrative Services to provide services to public entities]**
Ordinance authorizing the Department of Administrative Services to enter into written agreements with other public entities to provide the public entities with publishing, copying, printing and/or mail services, and ratifying and approving any actions heretofore taken by the Department of Administrative Services to provide such services to public entities. Supervisor Duffy presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.
- 040100 [Process for Sale of Real Property]**
Ordinance authorizing the Public Utilities Commission to solicit proposals and bids for the sale of certain real properties with development potential that are not needed for utility purposes, subject to the review and approval by the Board of Supervisors, by resolution, of any final sale of such properties. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.
- 040101 [Interest on Residential Rental Security Deposits: interest calculated according to 6-Month Certificate of Deposit rate published on Federal Reserve Statistical Release internet site]**
Ordinance amending Administrative Code Chapter 49 "Security Deposits for Residential Rental Property," at Section 49.2 "Payment of Interest on Security Deposits," to provide that the required interest on security deposits be calculated according to the 6-Month Certificate of Deposit rate as posted by the Federal Reserve on the Federal Reserve Statistical Release internet site (instead of on the basis of the Federal Reserve's singular Federal Discount Rate, which has been discontinued). Supervisor Peskin presented. RECEIVED AND ASSIGNED to Land Use Committee.

- 001002 [Amending fees County Clerk may charge for Declarations of Domestic Partnership and Amendments to such Declarations; adding fee for souvenir marriage certificates]**
Ordinance amending Administrative Code Sections 8.33.1, 62.8 and 62.9 to provide that the County Clerk may impose a \$40 filing fee for all Declarations of Domestic Partnership and all Amendments to a Declaration of Domestic Partnership, and to provide for annual adjustment of those fees and of the fees for domestic partnership ceremonies to reflect changes in the Consumer Price Index; and amending Administrative Code Section 8.33.1 to provide that the County Clerk may charge \$5 for ceremonial souvenir marriage certificates. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Budget Committee.
- 003101 [Findings for the need to regulate formula retail uses; enacting regulations for the Hayes-Gough NCD, and the Neighborhood Commercial Cluster Districts at Cole and Carl and Parnassus and Stanyan; related regulations]**
Ordinance to amend the Planning Code by adding section 703.3 and by amending section 182, and section 303 to make findings as to the need to regulate formula retail uses, to define formula retail uses, prohibit formula retail uses in the Hayes-Gough Neighborhood Commercial District, designate formula retail uses as a conditional use in the Neighborhood Commercial Cluster Districts at Cole and Carl Streets and Parnassus and Stanyan Streets, to require any building permit application for a formula retail use to comply with the notice and design review procedures of section 312 of the Planning Code, to require adoption by the Planning Commission of discretionary review guidelines for evaluating proposed formula retail uses, to provide additional conditional use criteria for evaluating proposed formula retail uses, to provide that the burden to prove that a use is not a formula retail use rests with the building permit applicant or holder, and to provide that nonconforming uses in Residential Districts which are seeking to change in use to retail sales activity or retail sales establishment which is also a formula retail use must comply with the provisions of Section 703.3, and making findings of consistency with the priority policies of Planning Code Section 101.1 and the General Plan. Supervisor Gonzalez presented. ASSIGNED to Land Use Committee.

Resolutions

- 004057 [State law change related to alcohol closing hours]**
Resolution urging the California State Legislature to pass legislation to modernize laws related to alcohol closing hours. Supervisor Peskin presented. REFERRED to City Services Committee.
- 004063 [Renaming SBC Park playing grounds as "Mays Field"]**
Resolution urging the San Francisco Giants Baseball Club and SBC Communications, Inc. to rename the team's playing grounds "Mays Field at SBC Park" in honor of America's greatest living ballplayer, Willie Mays. Supervisors Daly, Gonzalez presented. REFERRED to Rules Committee.
- 040089 [Meeting Schedule]**
Resolution revising the regular meeting schedule of the Board of Supervisors by canceling the November 30, and the December 28, 2004 meetings and by canceling all Board and Committee meetings from August 18 through September 6, 2004. Supervisor Gonzalez presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 004091 [Lease of Real Property - 1315 and 1319 Evans Avenue]**
Resolution authorizing a lease of approximately 1,128 square feet of space at 1315 and 1319 Evans Avenue for the Department of Child Support Services for a term of five years. Supervisor Maxwell presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.
- 040096 [San Francisco City Employees' Retirement System Annual Report]**
Resolution approving the printing of not more than 100 hard copies of the San Francisco City Employees' Retirement System Annual Report on an annual basis as well as posting it on the web. Supervisor Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 040103 [Grant Application - Dept. of the Environment Grant]**
Resolution authorizing the Department of the Environment to apply for a grant in the amount of \$261,961 from the California Integrated Waste Management Board for enforcing proper disposal of waste tires. Supervisor Duffy presented. RECEIVED AND ASSIGNED to City Services Committee.

040104 [Potrero Power Plant Citizens Advisory Task Force]

Resolution modifying the Potrero Power Plant Citizens Advisory Task Force by specifying the appointment process for Task Force membership and extending the expiration date of the Task Force from November 1, 2003 to November 1, 2005. Supervisor Maxwell presented. RECEIVED AND ASSIGNED to Rules Committee.

040110 [AIDS Quilt]

Resolution urging the Names Project Foundation to return the AIDS Quilt to San Francisco and urging the Department of Real Estate to identify City-owned property that may be suitable to house the Quilt. Supervisors Ammiano, Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040111 [Recognizing Nora Castañeda, President of the Women's Development Bank in Venezuela]

Resolution recognizing the central role of Nora Castañeda, President of the Women's Development Bank of Venezuela (Banmujer). Supervisor Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040112 [2004 Prevent Childhood Exposure to Violence Month]

Resolution ratifying that the Board of Supervisors declares the month of February 2004 as "Prevent Childhood Exposure to Violence Month" in the City and County of San Francisco. Supervisors Ammiano, Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040113 [Urging Comcast to advertise in support of medical marijuana]

Resolution urging Comcast to accept political advertising in support of medical marijuana. Supervisor Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040114 [Urging the Governor to consider postponing further Central Freeway touchdown ramp construction]

Resolution urging the Governor to consider postponing further construction work on the Central Freeway touchdown ramp, to allow the City and State to study alternative Central Freeway configurations that may better serve traffic flow and lessen the negative impacts on the surrounding neighborhoods. Supervisor Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040115 [San Francisco Chinese American Veterans Recognition Day]

Resolution declaring February 16, 2004 to be "San Francisco Chinese American Veterans Recognition Day". Supervisors Ma, Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040116 [Lenard D. Louie Day]

Resolution recognizing Lenard D. Louie's contributions to the community and declaring January 28, 2004 to be "Lenard D. Louie Day" in San Francisco. Supervisors Ma, Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040118 [Lunar New Year 2004]

Resolution celebrating the Lunar New Year and proclaiming January 22, 2004, the first day of the Year of the Monkey. Supervisors Ma, Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040121 [Hospital and Nursing Home Discharge Planning Task Force]

Resolution adopting the findings in the Hospital and Nursing Home Discharge Planning Task Force's Final Report as submitted. Supervisor Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040122 [Commending the "Earn It! Keep It! Save It! San Francisco Initiative" for their efforts]

Resolution commending the "Earn It! Keep It! Save It! San Francisco Initiative" for their efforts to increase the claiming of EITC, Child Tax Credit and other state and federal tax credits through free tax preparation assistance, as well as to link low-income families to financial education, asset development and other benefit programs Supervisor Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040123 [Black History Month]

Resolution recognizing the month of February as Black History Month. Supervisor Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040124 [Dear Diva]

Resolution bestowing the title of San Francisco Emissary to AIDS Orphans to Dear Diva and recognizing her past, present and future work on behalf of those orphaned by AIDS worldwide. Supervisors Peskin, Ammiano, Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040054 [Redevelopment of San Francisco Airport Plot 9]

Resolution urging San Francisco Airport Commission to undertake a comparative financial analysis of the costs and benefits of the Airport redeveloping Plot 9 using its own financing versus redevelopment by an outside developer under a Lease Disposition and Development Agreement and Lease of Plot 9; further urging the Commission to present its comparative financial analysis to the Finance Committee of the Board of Supervisors; and further urging the commission to undertake a new Request for Qualifications/Proposals process for redevelopment of Plot 9 that will assure City residents that the selection process truly serves the best financial interests of the Airport and of the City. Supervisor McGoldrick presented. ASSIGNED to Finance and Audits Committee.

Requests for Hearing

040090 [Brooks Park Project]

Hearing to receive and consider a report from the Recreation and Park Department on the participation of SLUG and the Brooks Park Project. Supervisor Sandoval presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

040097 [Hospital/nursing home discharge planning in the City and County of San Francisco]

Hearing to develop a plan of implementation to improve discharge planning in the City and County of San Francisco based upon the recommendations in the Hospital and Nursing Home Discharge Planning Task Force's Final Report. Key departments including, but not limited to, Department of Aging and Adult Services, Department of Human Services and Department of Public Health in consultation with the Hospital and Nursing Home Discharge Planning Task Force, San Francisco Hospital Council and Healthcare action Team should be in attendance at this hearing to discuss an implementation plan. Supervisors Ma, Dufty presented. RECEIVED AND ASSIGNED to City Services Committee.

040098 [S.F. Employee Retirement System Investment Funds]

Hearing to inquire into the possibility that the City and County of San Francisco or the San Francisco Employee Retirement System invests funds in companies that are doing business with countries that sponsor or have sponsored terrorism, and to inquire into the potential risks caused to funds by such investments. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

040105 [Health Insurance Rates in the Bay Area.]

Hearing to consider rising health insurance rates in the Bay Area. Supervisor Ammiano presented. RECEIVED AND ASSIGNED to City Services Committee.

040106 [Police Commissioners Selection Process]

Hearing to review the selection process for San Francisco Police Commissioners. Supervisor Ammiano presented. RECEIVED AND ASSIGNED to Rules Committee.

040107 [Safeway Stores Labor Dispute]

Hearing to consider the labor dispute at Safeway stores regarding health insurance for employees. Supervisors Ammiano, Daly presented. RECEIVED AND ASSIGNED to City Services Committee.

040108 [CalWORKS]

Hearing on the City's programs for residents timing out from CalWORKS, including those residents who speak English as a second language. Supervisor Maxwell presented. RECEIVED AND ASSIGNED to Budget Committee.

040109 [Recreation and Park Department Report on SLUG]

Hearing for the Recreation and Park Department to report on the participation of the San Francisco League of Urban Gardeners (SLUG) in all capital projects. Included in the report is a request for a review of all project finances, time lines, including start dates and completion dates of all projects and an analysis of any alternatives to the participation of SLUG in any and all present and future projects with the Recreation and Park Department. Supervisor Sandoval presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

Motions

040087 [2003-2004 Fiscal Year Budget for Board of Supervisors/Clerk of the Board - 7.5% Contingency Reduction]

Motion approving a proposed 7.5% contingency plan for reducing the 2003-2004 fiscal year budget for the Board of Supervisors/Clerk of the Board, and directing that the contingency plan be filed with the Mayor. (Clerk of the Board) . RECEIVED AND ASSIGNED to Budget Committee.

040088 [2004-2005 Fiscal Year Budget for the Board of Supervisors/Clerk of the Board]

Motion approving the fiscal year 2004-2005 proposed budget for the Board of Supervisors/Clerk of the Board, and directing that it be filed with the Mayor. (Clerk of the Board) . RECEIVED AND ASSIGNED to Budget Committee.

PROPOSED ORDINANCES

PROPOSED RESOLUTIONS

040015 [Lease of Real Property - 70 Oak Grove Street]

Resolution authorizing the lease of 10,000 sq. ft. of space at 70 Oak Grove Street for the Sheriff's Department's Alternative Programs. (Real Estate Department) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

040017 [Accept-Expend State Grant]

Resolution authorizing the Office of Emergency Services to accept and expend a grant in the amount of \$413,323 from the California Governor's Office of Emergency Services for emergency response equipment . RECEIVED AND ASSIGNED to City Services Committee.

040019 [Union Pacific Railroad track lease for Third St. and Carroll Avenue for the Third Street LRT Project]

Resolution authorizing the Director of Transportation to execute a track lease with the Union Pacific Railroad (UP) that leases approximately six hundred (600) feet of the Union Pacific Railroad's track at Third Street and Carroll Avenue for a term of 25 years, rent of \$10 per year, and a one-time administrative fee of \$500 per lease, for a total cost of \$750, and requires the City to maintain and repair the track and construct and maintain a railroad crossing signal system. (Municipal Transportation Agency) . RECEIVED AND ASSIGNED to Land Use Committee.

040020 [Airport Concession Lease]

Resolution approving Amendment No. 4 to the Post-Security Master Retail/Duty Free Concession in the New International Terminal Building Lease No. 99-0035 between DFS Group, L.P. and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

040023 [Public Auction of tax-defaulted real property]

Resolution authorizing Tax Collector to sell at public auction certain parcels of tax-defaulted real property. (Treasurer-Tax Collector) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

Board Minutes for January 6, 2004 approved.

Requests Granted

From: Supervisor McGoldrick
To: Director, Employees' Retirement System
To: Treasurer
To: City Attorney
To: Controller

Requesting/Inquiring: Inquiring if any investments of City funds or employee retirement funds are in companies that are doing business with countries that sponsor or have sponsored terrorism. (See Attachment)

From: Supervisor Sandoval
To: Director, Department of Parking and Traffic
Requesting/Inquiring: To report on the feasibility of installing a four-way stop sign at the intersection of Ocean and Otsego. There are two high schools, a middle school and a primary school within one block of this intersection.
Please send a copy of this request to: Carmen Escobar, 240 Ocean Avenue #5, San Francisco 94112

From: Supervisor Gonzalez
To: Chief, Police Department
Requesting/Inquiring: To inform the Board of Supervisors in writing on several issues related to the implementation of the Aggressive Solicitation Ban, a proposition approved by voters on November 4, 2003: 1) the number of aggressive solicitation citations issued since the law went into effect, 2) the number of individuals who have paid a fine associated with a citation, 3) the number of individuals who have been screened for drug and alcohol treatment and mental health services and the number of these who have been referred to a public health diversion program for treatment, 4) the number of individuals imprisoned or required to perform community service as a result of having violated the law three or more times, and 5) the Department's activities, including administrative changes and personnel training, related to the implementation of the law.

From: Supervisor Ammiano
To: Controller
Requesting/Inquiring: Requesting an analysis and recommendations for two potential revenue sources that should be further analyzed by the Revenue Enhancement Working Group that is currently being led by Supervisor Ma. (See Attachment)

In Memoriams
Scharod Fleming (Entire Board)
Jesse Valencia (Entire Board)
Cala Blanche Curbo (Supervisor Ammiano)
Edgar Mitchell (Supervisor Duffy)
Thomas Canepa (Supervisor Hall)
James O'Reilly (Supervisor Hall)
Joan Kingrey (Supervisor Hall)
Rumiko Imaizumi Nakamura (Supervisor Hall)

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TDD No. 554-5227

**≡ Legislation Introduced
Including All Off-Calendar Items
January 13, 2004**

OFF-AGENDA LEGISLATION

DOCUMENTS DEPT.

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Ordinances

040055 [Fees for regulation of mobile storage containers on the public right-of-way]

Ordinance amending Section 726 of the Public Works Code to adjust fees for regulation of placement of mobile storage containers on the public right-of-way. Supervisor Peskin presented. RECEIVED AND ASSIGNED to City Services Committee.

031770 [General Plan Amendments]

Ordinance amending the Rincon Hill Area Plan of the San Francisco General Plan to make the Area Plan consistent with a new Residential/Commercial Subdistrict within the Area Plan, to amend objectives related to parking, tower separation and open space requirements, to encourage additional height within the district that would allow greater residential density, and to amend various maps within the Area Plan to reflect the new subdistrict and the new height and bulk controls and new midblock pedestrian passage way configuration, and to allow the replacement of parking currently used by Federal agencies that are located on a development site within the new subdistrict; adopting findings. (Planning Department) . CALLED FROM COMMITTEE.

031771 [Zoning Map Amendment]

Ordinance amending the San Francisco Planning Code by amending the Zoning Map of the City and County of San Francisco to change the use classification, special use district classification and the height and bulk designation of the property zoned P (Public) and bounded by Spear Street, Harrison Street, Beale Street and Folsom Street (excepting the southern portion of Block 3746), and adopting findings. (Planning Department) . CALLED FROM COMMITTEE.

031772 [Establishing a "Residential/Commercial Subdistrict" in the Rincon Hill area]

Ordinance amending the San Francisco Planning Code by amending Section 249.1(a) to reference "Residential/Commercial Subdistrict," add Section 249.1(b)(8) to create the "Residential/Commercial Subdistrict" generally encompassing most of the property zoned P (Public) and bounded by Spear Street, Harrison Street, Beale Street, and Folsom Street (excepting the southern portion of Block 3746 and Lot 9 of Block 3745), and to add Section 249.1(e) to create special use, density, open space, parking, street frontage, site coverage, dwelling unit exposure, height, bulk standards, and tower separation standards, for the "Residential/Commercial Subdistrict"; adopting findings. (Planning Department) . CALLED FROM COMMITTEE.

- 030677 [Requiring Slip Resistant Manhole, Vault, and Sub-sidewalk Basement Covers, Grilles, Grates, or Other Lids on the Public Sidewalk]**
Ordinance adding Public Works Code Section 790 to require the installation of slip resistant manhole, vaults, and sub-sidewalk basement covers, grilles, grates, or other lids on the public sidewalk, to grant the Director of Public Works authority to enforce requirements, and to provide for administrative and civil penalties for violations. Supervisor Peskin presented. ASSIGNED to Finance and Audits Committee.
- 031656 [Campaign Consultants Lobbying Current and Former Clients]**
Ordinance amending Article II, Chapter 1, Section 2.100, adding section 2.117 to Article II, Chapter 1, and adding section 1.545 to Article I, Chapter 5 of the Campaign and Governmental Conduct Code to prohibit campaign consultants and employees of campaign consultants from lobbying current and former clients. Supervisor Daly presented. SUBSTITUTED.
- 031880 [Amending Fire Code to require self-contained breathing replenishment systems in high rise building]**
Ordinance amending San Francisco Fire Code by adding Section 9001.1.4 to require self-contained breathing replenishment systems in high rise buildings where permits have been issued after June 30, 2004. Supervisors Duffy, Daly presented. ASSIGNED to Land Use Committee.

Resolutions

- 040053 [Mortgage Revenue Bonds]**
Resolution declaring the intent of the City and County of San Francisco (the "City") to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing (the "Director") to submit an application and related documents to the California Debt Limit Allocations Committee ("CDLAC") to permit the issuance of qualified mortgage revenue bonds in an aggregate principal amount not to exceed \$5,000,000; authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed \$25,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the qualified mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of mortgage revenue bonds by the City in an aggregate principal amount not to exceed \$5,000,000 for the Klimm Apartments multi-family residential rental housing development; authorizing and directing the execution of any documents necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the Project (as defined herein) and the Application (as defined herein). Mayor presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.
- 040054 [Redevelopment of San Francisco Airport Plot 9]**
Resolution urging San Francisco Airport Commission to undertake a comparative financial analysis of the costs and benefits of the Airport redeveloping Plot 9 using its own financing versus redevelopment by an outside developer under a Lease Disposition and Development Agreement and Lease of Plot 9; further urging the Commission to present its comparative financial analysis to the Finance Committee of the Board of Supervisors; and further urging the commission to undertake a new Request for Qualifications/Proposals process for redevelopment of Plot 9 that will assure City residents that the selection process truly serves the best financial interests of the Airport and of the City. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.
- 040056 [Cost sharing agreement to address Ocean Beach erosion issues]**
Resolution approving a Fiscal Cost Sharing Agreement with the U.S. Army Corps of Engineers concerning the study and development of alternatives to protect the Great Highway and Ocean Beach from beach and bluff erosion and authorizing other official acts in connection with this Agreement. Mayor presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.
- 040057 [State law change related to alcohol closing hours]**
Resolution urging the California State Legislature to pass legislation to modernize laws related to alcohol closing hours. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040058 [Economic Opportunity Council]

Resolution urging the Economic Opportunity Council of San Francisco to immediately restore the supplemental nutrition distribution system sites to serve the needs of San Francisco seniors. Supervisors Daly, Peskin presented. RECEIVED AND ASSIGNED to City Services Committee.

040062 [Honoring the contributions of the LGBT Community to the History and Culture of San Francisco]

Resolution honoring the contributions of the Lesbian, Gay, Bisexual and Transgender communities to the history and culture of San Francisco. Supervisors Ammiano, Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040063 [Renaming SBC Park playing ground as "Mays Field"]

Resolution urging the San Francisco Giants Baseball Club and SBC Communications, Inc. to rename the team's playing grounds "Mays Field at SBC Park" in honor of America's greatest living ballplayer, Willie Mays. Supervisors Daly, Gonzalez presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040064 [AIDS Drug Assistance Program]

Resolution urging the Governor and Legislature to fully fund the California AIDS Drug Assistance Program (ADAP) and reject an enrollment cap. Supervisors Daly, Ammiano, Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040065 [Commending Martha Knutzen]

Resolution commending Martha Knutzen for distinguished public service on the San Francisco Human Rights Commission. Supervisors Duffy, Ammiano, Ma, Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040066 [Commending the Organization of Chinese Americans]

Resolution commending the Organization of Chinese Americans on their valuable contributions towards the issuance of a series of commemorative stamps based on the Chinese zodiac of the lunar New Year calendar. Supervisors Ma, Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040067 [Commending Robert Morey]

Resolution commending Robert Morey for his dedication and exemplary service to the Visitacion Valley community and proclaiming January 24, 2004 as Robert Morey Day in San Francisco. Supervisor Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040068 [Commending Community Works, Sheriff's Department and Visitacion Valley Middle School]

Resolution commending Community Works, Sheriff Department and Visitacion Valley Middle School for the creation and implementation of The ROOTS program. Supervisor Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040069 [Extension of Planning Commission Review Period]

Resolution extending for an additional 30 days the prescribed time within which the Planning Commission may render its decision on a proposed ordinance to amend the San Francisco Planning Code by adding Section 249.25 to create the Downtown Housing Demonstration Special Use District encompassing the property zoned Downtown Office District (C-3-0) at the corner of Market Street, Kearny Street and Geary Avenue (690 Market Street, Assessor's Block 0311, Lot 006). Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040070 [Accept-Expend State Grant]

Resolution authorizing the Recreation and Park Department to accept and expend a Recreational Trails Program grant in the total amount of \$220,000 from the State of California Parks and Recreation Department under the Transportation Equity Act for the 21st Century for the Pine Lake Trail Improvement Project. Supervisor Ma presented. RECEIVED AND ASSIGNED to City Services Committee.

Request for Hearings

040059 [Pedestrian safety in the Excelsior area]

Hearing to address pedestrian safety in the Excelsior area. The Police Department, Department of Parking and Traffic, MUNI, Department of Public Works and other City departments, in addition to neighborhood organizations, will be invited to outline their response to pedestrian safety issues plaguing this area and to make recommendations to the Board of Supervisors as to what actions the Board can take to support and augment their efforts. Supervisor Sandoval presented. RECEIVED AND ASSIGNED to City Services Committee.

040060 [Blackout in San Francisco]

Hearing to consider the blackout in San Francisco, particularly its impacts in District 6 and District 8. Supervisors Daly, Duffy presented. RECEIVED AND ASSIGNED to City Services Committee.

040061 [DPT Management and Accounting Controls]

Hearing to review the Department of Parking and Traffic's management and accounting controls over the City's parking ticket division, including but not limited to, the procedures in place to avoid ticket fixing. Supervisor Ma presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

Motion

040071 [Needle Exchange Emergency]

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program. Supervisors Ammiano, Daly, Peskin, McGoldrick, Maxwell, Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

PROPOSED ORDINANCES

032052 [Use of ramped taxi medallion in a spare taxicab sedan when ramped taxi is out of service]

Ordinance adding Section 1148.6 of the Police Code to provide that the Taxi Commission may adopt a policy that allows ramped taxi permits to be used to operate spare regular taxicabs when the ramped taxi is out of service for necessary repairs or must be replaced due to breakdown of or damage to the vehicle, provided that the policy meets certain conditions. (Taxi Commission) . RECEIVED AND ASSIGNED to Land Use Committee.

PROPOSED RESOLUTIONS

040036 [Settlement of Claim - North Coast County Water District]

Resolution approving the settlement of the unlitigated claim filed by North Coast County Water District against San Francisco for \$86,247.48; claim was filed on August 29, 2003.. RECEIVED AND ASSIGNED to Rules Committee.

040037 [Lease of Real Property]

Resolution authorizing the lease of 30,790 sq. ft. of office space in the building located at 1145 Market Street, San Francisco for the City and County of San Francisco Public Utilities Commission. (Real Estate Department) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

Clerk to Act – January 13, 2004

Board Minutes for November 25, 2003, December 9, 2003 and December 16, 2003 approved.

Requests Granted

From: Supervisor McGoldrick

To: City Attorney

Requesting/Inquiring: To draft legislation establishing a fee structure for manufacturers of parking tax revenue control equipment, owners of property used for parking, and operators of parking lots/garages.

In Memoriams

Ilse Thielor Solbach (Supervisors Daly, Peskin)

Edna Toshiko Shiota (Supervisor Duffy)

Jess Collins (Supervisor Gonzalez)

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Legislation Introduced
Including All Off-Calendar Items
February 3, 2004

OFF-AGENDA LEGISLATION

DOCUMENTS DEPT.

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Introduced by Supervisors or Mayor

Ordinances

040141 [Transit Impact Development Fee]

Ordinance repealing San Francisco Administrative Code Chapter 38 (Transit Impact Development Fee) and adding a new Chapter 38 (Sections 38.1, 38.2, 38.3, 38.4, 38.5, 38.6, 38.7, 38.8, 38.9, 38.10, 38.11, 38.12, 38.13, 38.14, 38.15), to enact a new Transit Impact Development Fee. Supervisor McGoldrick presented. ASSIGNED UNDER 30 DAY RULE to Land Use Committee.

040144 [Basic Floor Area Ratio Limit for C-M Zoning Districts]

Ordinance amending the San Francisco Planning Code by amending Section 124(a) to provide that the basic floor area ratio limit for C-M Zoning Districts is 3.0 to 1; adopting findings. Supervisor Daly presented. ASSIGNED UNDER 30 DAY RULE to Land Use Committee.

040145 [Zoning Map Amendment]

Draft ordinance amending the San Francisco Planning Code by amending the Zoning Map of the City and County of San Francisco to change the height designation of the property zoned 40-X that lies on the western side of Second Street between South Park and Townsend Street (Block 3775/Lots 007 and 008), and adopting findings. Supervisor Daly presented. RECEIVED AND ASSIGNED to Land Use Committee.

040146 [Determination of Fiscal Feasibility of Proposed Project]

Ordinance amending the San Francisco Administrative Code by adding a new Chapter 28 to require Board of Supervisors review of a proposed project meeting certain criteria and a determination that the proposed project is fiscally responsible and feasible before undertaking environmental review of the proposed project. Supervisor Peskin presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

040147 [General Plan Amendment in connection with Downtown Housing Demonstration Special Use District]

Ordinance amending the San Francisco General Plan to change the height and bulk classification in connection with approvals for the proposed Downtown Housing Demonstration Special Use District encompassing the property zoned Downtown Office District (C-3-O) at the corner of Market Street, Kearny Street and Geary Avenue (690 Market Street, Assessor's Block 0311, Lot 006) from 250-S to 285-S; adopting findings pursuant to the California Environmental Quality Act; and adopting findings that the General Plan amendment is consistent with the eight Priority Policies of Planning Code Section 101.1. Supervisor Peskin presented. ASSIGNED UNDER 30 DAY RULE to Land Use Committee.

040159 [Interdepartmental Transfers - High Street Properties, AB 2848, Lot 01 and AB 2850, Lot 23]
Ordinance transferring jurisdiction of the real property on High Street identified as Assessor's Block 2848, Lot 01 and Assessor's Block 2850, Lot 23 from the Department of Public Works to the Recreation and Park Department; adopting findings that the transfers are consistent with the General Plan and section 101.1 of the Planning Code, and requesting official actions in connection with this Ordinance. Supervisor Duffy presented. RECEIVED AND ASSIGNED to Land Use Committee.

Resolution

040153 [Urging support for the transfer of vacant properties on High Street Assessor's Block 2848, Lot 001 and Assessor's Block 2850, Lot 023 from DPW to Recreation and Park Department]

Resolution urging support for the transfer of vacant properties on High Street identified as Assessor's Block 2848, Lot 001 and Assessor's Block 2850, Lot 023 from the Department of Public Works to the Recreation and Park Department for the creation of open space. Supervisor Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040154 [Urging Rejection of Lease Extension Option for Premises at 2350 19th Avenue]

Resolution urging the City's Director of Property to reject the Tenant's notice to extend the term of the Lease for the Premises at 2350 19th Avenue. Supervisor Hall presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040155 [Entertainment Commission]

Resolution urging the Entertainment Commission to prioritize their efforts to educate and outreach to both promoters and operators of cultural, entertainment, athletic and similar events and establishments throughout the City about the regulations and policy surrounding the permitting process. Supervisor Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040156 [William Alexander Leidesdorff, Jr.]

Resolution recognizing William Alexander Leidesdorff, Jr. as the African Founding Father of California. Supervisor Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040157 [Creating City Website for Canadian Pharmacies]

Resolution urging the Department of Public Health to develop a list of approved Canadian pharmacies and to develop an online resource to educate San Francisco residents about how to safely import pharmaceuticals from Canadian pharmacies. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040158 [Nathan Ratner]

Resolution declaring Nathan Ratner a living treasure of San Francisco. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040114 [Urging the Governor to consider postponing further Central Freeway touchdown ramp construction]

Resolution urging the Governor to consider postponing further construction work on the Central Freeway touchdown ramp, to allow the City and State to study alternative Central Freeway configurations that may better serve traffic flow and lessen the negative impacts on the surrounding neighborhoods. Supervisor Duffy presented. REFERRED to Land Use Committee.

Requests for Hearing

040142 [Public benefits policy and legislation]

Hearing to discuss the development of a public benefits (such as affordable housing, open space, community service space, and production, distribution and repair space) policy and legislation. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Land Use Committee.

040143 [Pedestrian safety on Park Presidio Boulevard, Fulton Street, Geary Boulevard, and other problem areas in District 1]

Hearing on the state of pedestrian safety on Park Presidio Boulevard, Fulton Street, Geary Boulevard, and other problem areas in District 1, with a special emphasis on what measures may be taken by the Police Department, Department of Parking & Traffic, Department of Public Works, and Health Department to improve the safety of these streets for pedestrians. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Land Use Committee.

040148 [Waterfront Security Coordination]

Hearing on the coordination of waterfront security between federal, state, and local agencies in order to better protect San Franciscans to ensure the City and County is in the best possible position to qualify for federal funds. Supervisors Alioto-Pier, Daly, Peskin presented. RECEIVED AND ASSIGNED to City Services Committee.

040149 [Mission Housing Development Corporation (MHDC)]

Hearing to consider recent events at the Mission Housing Development Corporation (MHDC), including the Board of Directors' recent suspension of the Executive Director and its impacts on MHDC projects funded by the City and County of San Francisco. Supervisors Ammiano, Daly, Maxwell, Gonzalez presented. RECEIVED AND ASSIGNED to Land Use Committee.

040151 [Hearing - Police Department]

Hearing to discuss with the Police Department what they are doing to curb violence and prevent additional meaningless deaths in the Southeast sector of the City. (Clerk of the Board) . ASSIGNED to Board of Supervisors.

Motions

040140 [Needle Exchange Emergency]

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program. Supervisors Ammiano, Daly, Peskin, McGoldrick, Maxwell, Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040150 [Legislative Analyst Request - Waterfront Security]

Motion requesting the Legislative Analyst to research and evaluate the programs and systems used by similar waterfront cities in North America to ensure waterfront security. Specifically examine Boston, Vancouver, New York City, Seattle, Portland, and Baltimore. Supervisor Alioto-Pier presented. ASSIGNED to Board of Supervisors.

040152 [Committee of the Whole - Violence in the Southeast Sector of the City]

Motion scheduling a Committee of the Whole on February 10, 2004, at 5:30 p.m. to hold a hearing to discuss with the Police Department what they are doing to curb violence and prevent additional meaningless deaths in the Southeast sector of the City. Supervisors Maxwell, Daly, Dufty, Hall presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

PROPOSED ORDINANCES

040031 [Modification of parking regulations on portions of Mission Street]

Ordinance repealing Section 32.6.4 of the San Francisco Traffic Code, pertaining to part-time tow-away parking restrictions on portions of Mission Street. (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Land Use Committee.

040032 [Modification of traffic regulations on portions of Mission Street]

Ordinance repealing Section 35.1 of the San Francisco Traffic Code, pertaining to part-time left turn restrictions on portions of Mission Street. (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Land Use Committee.

040074 [Speed Limit - Portion of Octavia Boulevard]

Ordinance adding Section 175.35 to the San Francisco Traffic Code establishing a 30-MPH speed limit along a portion of Octavia Boulevard. (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Land Use Committee.

040075 [Speed Limit - Portion of Octavia Frontage Road]

Ordinance adding San Francisco Traffic Code Section 174.8 to establish a 15-MPH speed limit along a portion of Octavia Frontage Road. (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Land Use Committee.

040080 [Settlement of Lawsuit - Sofia Rillanos]

Ordinance authorizing settlement of the lawsuit filed by Sofia Rillanos against the City and County of San Francisco for \$80,000; the lawsuit was filed on March 23, 2003 in San Francisco Superior Court, Case No. 418-598; entitled Sofia Rillanos, v. City and County of San Francisco, et al; other material terms of said settlement are that plaintiff is to seek a non-disability-related retirement with the San Francisco Employees' Retirement System within three days of the date the settlement amount is paid. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

040081 [Settlement of Lawsuit - Katherine Cox]

Ordinance authorizing settlement of the lawsuit filed by Katherine Cox against the City and County of San Francisco for \$200,000.00; the lawsuit was filed on September 3, 2002 in San Francisco Superior Court, Case No. 412117; entitled Katherine Cox, et al., v. City and County of San Francisco, et al. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

040028 [STOP Intersections]

Resolution designating certain intersections as "STOP" intersections.

STOP SIGNS - ESTABLISH

22nd Avenue and Pacheco Street, stopping Pacheco Street, making this intersection an All-Way STOP; and Niagara and San Jose Avenues, stopping San Jose Avenue, making this intersection an All-Way STOP. (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Land Use Committee.

040029 [Parking Regulations]

Resolution enacting and rescinding parking regulations at various locations.

TOW-AWAY, NO STOPPING ANYTIME - RESCIND

Cesar Chavez Street, north side, between Illinois and Michigan Streets.

PERPENDICULAR (90-DEGREE ANGLE) PARKING - ESTABLISH

Donner Avenue, both sides, from Phelps Street to easterly terminus (legislates existing parking conditions); and Pacific Avenue, south side, between Lyon Street and Presidio Avenue (legislates existing parking conditions).

UNMETERED MOTORCYCLE PARKING - ESTABLISH

Hayes Street, north side, within the nine foot curb space between the driveways of 1448 and 1450 Hayes Street, west of Broderick Street.

UNMETERED MOTORCYCLE PARKING - ESTABLISH

1673 Page Street, between the driveways for 1669 and 1673 Page Street (11-foot space). (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Land Use Committee.

040030 [Traffic Regulations]

Resolution enacting and rescinding traffic regulations on various streets.

YIELD SIGN - ESTABLISH

Potrero Avenue/Cesar Chavez Street/Southbound 101 Off-Ramp at Bayshore Boulevard, southbound (eastbound).

NO TURN ON RED - ESTABLISH

Market Street, westbound, at Davis and Pine Streets.

RIGHT LANE MUST TURN RIGHT - RESCIND

RIGHT LANE MUST TURN RIGHT EXCEPT MUNI - ESTABLISH

Clay Street, eastbound, at Davis Street.

RIGHT TURN ONLY - ESTABLISH

Fowler Avenue, southbound, at Teresita Boulevard.

YIELD SIGN - ESTABLISH

Teresita Boulevard, southbound, at Fowler Avenue.

NO RIGHT TURN ON RED INTO MARKET STREET - RESCIND

NO RIGHT TURN ON RED - ESTABLISH

Castro Street, northbound, at Market Street.

NO TURN ON FLASHING RED - RESCIND

NO TURN ON RED - ESTABLISH

Church Street, northbound, at Market Street. (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Land Use Committee.

040033 [Settlement of Claim - Catherine Lee]

Resolution approving the settlement of the unlitigated claim filed by Catherine Lee against San Francisco for \$33,000; claim was filed on September 8, 2003.; Claim No. 04-00706. (City Attorney) . RECOMMENDED...

040034 [Modification #6 to Lease and Use Agreement No. L-82-0115 with Delta Air Lines, Inc. at Terminal 1 of S.F. International Airport.]

Resolution approving and authorizing the execution of Modification # 6 to Lease and Use Agreement No. L-82-0115 with Delta Air Lines, Inc., to reduce terminal space in Terminal 1 of San Francisco International Airport. (Airport Commission) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

040035 [Modification #7 to Lease and Use Agreement No. L-82-0119 with Northwest Airlines, Inc. at Terminal 1 of S.F. International Airport]

Resolution approving and authorizing the execution of Modification # 7 to Lease and Use Agreement No. L-82-0119 with Northwest Airlines, Inc., to reduce terminal space in Terminal 1 of San Francisco International Airport. (Airport Commission) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

040076 [Transgender cultural competency training to providers]

Resolution authorizing the San Francisco Department of Public Health, AIDS Office (SFDPH, AIDS) to accept retroactively and expend a grant in the amount of \$75,000 from the Department of Health and Human Services, Health Resources and Services Administration (DHHS, HRSA) for transgender cultural competency training and to enter into an agreement for the use of these funds; for the period of August 1, 2003, to July 31, 2004. (Public Health Department) . RECEIVED AND ASSIGNED to City Services Committee.

040082 [Gift from Cypress Lawn Funeral Home]

Resolution accepting Cypress Lawn Funeral Home's gift of goods and services to re-inter remains from the Yerba Buena Cemetery and agreeing to indemnify Cypress Lawn Funeral Home for any legal action resulting from and attributable to the provision of such goods and services. (Medical Examiner/Coroner) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

Board Minutes for January 13, 2004 approved.

Requests Granted

From: Supervisors Ammiano, Gonzalez

To: City Attorney

Requesting/Inquiring: To prepare an amendment to the Administrative Code requiring the Director of Planning, as part of CEQA review, to seek independent economic analysis of the value of proposed zoning changes, prior to Planning Commission or Board of Supervisors consideration of such proposed changes.

From: Supervisor Ammiano

To: Chancellor, City College

Requesting/Inquiring: Inquiring as to whether or not Community College of San Francisco and the Board of Trustees of City College of San Francisco consider themselves a "state agency" subject to Public Resources Code 5024, 5024.5 and 5027?

From: Supervisors Alioto-Pier, Daly

To: Director, Office of Emergency Services

To: Chief, Police Department

To: Chief, Fire Department

To: Director, Golden Gate Bridge Authority

To: Director, California Highway Patrol

To: Director, Federal Aviation Authority

To: Director, Department of Fish and Game

To: Director, National Park Service

To: Director, Coast Guard

To: Director, National Guard

To: Director, Golden Gate National Recreation Area

To: Director, Port

Requesting/Inquiring: To report on the scope and costs of programs and activities addressing waterfront security in the City and County of San Francisco encompassing the entire waterfront.

From: Supervisor Daly

To: City Attorney

Requesting/Inquiring: To draft legislation to facilitate a gun buyback program.

From: Supervisor Daly

To: Chief, Police

To: Director, Mayor's Office of Community Development

To: District Attorney

To: Director, Department of Public Health

Requesting/Inquiring: To report on your willingness to participate in a gun buy back program.

From: Supervisors Dufty, Ammiano

To: City Attorney

Requesting/Inquiring: To draft legislation amending the Planning Code to provide for zoning accommodations to facilitate the cooperative collective cultivation of medical cannabis, consistent with federal and state law.

From: Supervisor Dufty

To: City Attorney

To: Director, Department of Parking and Traffic

Requesting/Inquiring: Requesting the City Attorney work with the Department of Parking and Traffic to draft legislation for the study and evaluation of pedestrian safety measures, parking enforcement, and speed limits in the City and County of San Francisco. (See Attached.)

From: Supervisor Dufty

To: City Attorney

Requesting/Inquiring: To draft legislation amending Public Works Code Section 724 et seq. concerning permits for temporary street space occupancy to address short-term occupation of less than 24 hours and less than 7 days.

From: Supervisor Hall

To: Director of Property

Requesting/Inquiring: To provide a list of all City properties that are being leased for \$1.00 a year or less (e.g. 2350 19th Avenue). Please also provide a list of which City Department has jurisdiction over said property.

From: Supervisor Sandoval

To: Director, Department of Parking and Traffic

Requesting/Inquiring: To report on the feasibility of installation of traffic calming measures at the following locations:

- Traffic camera at the corner of San Jose Ave. and Ocean Ave., traffic camera at the corner of Mission St. and Geneva Avenue, stop sign/light at the corner of San Jose Ave. and Santa Ynez Street.

cc: John McGirr, NMTIA, P.O Box 12111, San Francisco, CA 94112

- Stop sign/light at the corner of San Jose Ave. and Naglee St., an additional bike lane on Ocean Ave. from Phelan St. to Alemany Blvd., a possible upgrade to highly visible signs along Alemany Blvd.; a one-way conversion of Congdon St. between Silver Ave. and Alemany Blvd.

cc: Katherine Taylor, 102 Maynard St., San Francisco, CA 94112

- Stop sign/light at the corner of Persia St. and London St.

cc: Gloria Alonzo, 437 London St., San Francisco, CA 94112

- Stop sign/light at the corner of Ocean Ave. and Persia St.

cc: Elizabeth Muller, 542 Athens St., San Francisco, CA 94112

- Four-way stop sign at the corner of Delano Ave. and Santa Ynez St.

cc: Gina Martinez, 8 Balhi Ct., San Francisco, CA 94112

- Traffic calming solution at the corner of Niagara St. and San Jose Ave.

cc: Linda Harte, 98 Newton, San Francisco, CA 94112

- Traffic calming solution at the corner of Mission St. and Geneva Ave.

cc: Linda Harte, 98 Newton, San Francisco, CA 94112

- Traffic calming solution at the corner of Lisbon St. and France St.

cc: Dale Lovett, 559 Lisbon St., San Francisco, CA 94112

- Traffic calming solution along Persia St. which may include ladder-striped crosswalks at the corners of LaGrade St., Vienna St., and London St.
- Traffic calming solution along Alemany Blvd. which may include ladder-striped crosswalks at the corners of Congdon St., Trumbull St., and Santa Rosa St.
- Upgrade to a countdown crosswalk at Mission St. and Excelsior Ave., a curb bulbout at Excelsior Ave. and Lisbon St., and highly visible signs highlighting the presence of nearby schools.

Cc: Mike Warren, 50 San Gabriel Ave., San Francisco, CA 94112

- Upgrade of highly visible signs and/or a possible ladder-striped crosswalk at the corner of Avalon St. and Lisbon St. due to the presence of nearby schools.
- Ladder-striped crosswalk at the corner of Craut St. and Silver Ave. This could precipitate the removal of a dangerous crosswalk at the corner of Lisbon St. and Craut St.
- Traffic calming solution near the intersections of Lyell St., Bosworth St., and Arlington St., possibly including a bike path, highly visible signs denoting pedestrian right-of-way, and stop signs/lights.
- Traffic calming solution along Mission St. possibly including traffic controls at pedestrian crosswalks to alert traffic of their crossing, adding ladder-striping to existing crosswalks, giving one-way status to San Juan St. toward Alemany Blvd. and adding ladder-striped crosswalks at the corners of Mission St. and Onondaga St. and Mission St. and France St.
- Increasing the time allotted for pedestrians to cross at Alemany Blvd. and Onondaga St.

From: Supervisor Maxwell

To: Port

Requesting/Inquiring: To submit a detailed status report on its plans for Pier 70 and Piers 90-96, the Backlands, including the department's proposed budget, planning process, timeline, and any RFPs being considered for the areas.

From: Supervisor Maxwell

To: City Attorney

Requesting/Inquiring: To research whether the City can increase the penalty for violators of the San Francisco Police Code Article 15.1: Entertainment Regulations Permit and License provisions. Also, to provide recommendations on any needed changes to the State law to allow San Francisco to impose greater penalties for misdemeanors.

From: Supervisor Maxwell

To: City Attorney

Requesting/Inquiring: To draft legislation amending Police Code Article 15.1, Sections 1060.2, 1060.19, 1060.20 and 1060.25, regarding entertainment regulations permit and license provisions.

From: Supervisor Maxwell

To: Legislative Analyst

To: City Attorney

Requesting/Inquiring: To research the current procedures and guidelines of the Police Department with respect to issuing permits for public social events and parties conducted throughout the city. Specifically, what are their practices of distributing 10B officers to these events? Are there special circumstances when more 10B officers are dispatched to one event versus another? Is there a direct correlation with the distribution of officers linked to the number of violence at these events? Does the Police Department have records on how many of these events have resulted in violence?

In Memoriams

Fredrick C. Guisande (Supervisor Ammiano)

Barbara Epp-Isackson (Supervisor Dufty)

Rose Schuman (Supervisor Dufty)

Stanley L. Berger (Supervisor Hall)

Chapin Coit (Supervisor Peskin)

Patricia Funsten Costello (Supervisor Sandoval)

Jesse S. Valencia (Supervisor Sandoval)

41 Library
100 Larkin Street
Government Information Center

BOARD of SUPERVISORS



City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Tel. No. 554-5184
TDD No. 554-5227

**≡ Legislation Introduced
Including All Off-Calendar Items
February 10, 2004**

OFF-AGENDA LEGISLATION

DOCUMENTS DEPT.

FEB 13 2004

SAN FRANCISCO
PUBLIC LIBRARY

Introduced by Supervisors or Mayor

Ordinances

040181 [MOU - Amendment No. 1 and Amendment No. 2, Local 21]

Ordinance adopting and implementing Amendment No. 1 and Amendment No. 2 to the Memorandum of Understanding between the City and County of San Francisco and the International Federation of Professional and Technical Engineers, Local 21, to be effective July 1, 2004 through June 30, 2005 setting forth: (a) an addendum of terms and conditions of employment for specified covered classes working on capital projects; (b) modifications to existing MOU language addressing eligibility for assignment pay. Mayor presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

040183 [Providing floor area bonus incentives for the provision of certain public benefits]

Ordinance amending the Planning Code by adding Sections 318 through 318.6 to encourage the development of comprehensive community plans that provide floor area bonus incentives for the provision by housing projects of certain public benefits for the City, including affordable housing, open space, community serving space, and PDR space, and, until the development of plans for specific neighborhoods, to impose a program on housing projects receiving a floor area bonus requiring the provision of public benefits, and amending Sections 123 and 207 to except housing projects receiving a floor area bonus under this ordinance from the density limits of the Planning Code. Supervisors McGoldrick, Gonzalez presented. ASSIGNED UNDER 30 DAY RULE to Land Use Committee.

040184 [Zoning Map Amendment in connection with Downtown Housing Demonstration Special Use District]

Ordinance amending Zoning Map Section 1H and 1SU of the City and County of San Francisco for the property zoned Downtown Office District (C-3-O) at the corner of Market Street, Kearny Street and Geary Avenue (690 Market Street, Assessor's Block 0311, Lot 006) from 250-S to 285-S; adopting findings under to the California Environmental Quality Act; and making findings of consistency with the General Plan and the priority policies of Planning Code Section 101.1. Supervisor Peskin presented. ASSIGNED UNDER 30 DAY RULE to Land Use Committee.

040193 [Public Utilities Citizens' Advisory Committee]

Ordinance establishing a Public Utilities Citizens' Advisory Committee; setting standards for appointment of members; scope of review; meetings, reports and recommendations and abolishing the Wastewater Citizen's Advisory Committee. Supervisors Ammiano, Maxwell presented. RECEIVED AND ASSIGNED to Rules Committee.

BOARD of SUPERVISORS



City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Tel. No. 554-5184
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**Legislation Introduced
Including All Off-Calendar Items
February 10, 2004**

OFF-AGENDA LEGISLATION

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Ordinance establishing a Public Utilities Citizens' Advisory Committee; setting standards for appointment of members; scope of review; meetings, reports and recommendations and abolishing the Wastewater Citizen's Advisory Committee. Supervisors Ammiano, Maxwell presented. RECEIVED AND ASSIGNED to Rules Committee.

040194 [Employee Catastrophic Illness Program]

Ordinance amending Section 16.9-29A(d) of the San Francisco Administrative Code to authorize employee reimbursement of the Catastrophic Illness Program upon qualification for or receipt of disability benefits and amending Section 16.9-29A(i) of the San Francisco Administrative Code to authorize employee transfer of unused hours to pool if participation in Catastrophic Illness Program expires or is terminated. Supervisor Ammiano presented. ASSIGNED UNDER 30 DAY RULE to Finance and Audits Committee.

040093 [Appropriate funding for program management services for the S.F. Public Utilities Commission Capital Improvement Program]

Ordinance appropriating \$5,460,000 of fund balance from the Water Department and \$1,540,000 of fund balance from Hetch Hetchy, for a total of \$7,000,000 for program management services for the San Francisco Public Utilities Commission's (SFPUC) Capital Improvements Program for fiscal year 2003-04. Appropriated funds will facilitate the fourth year of the WIP contract in the amount of \$6,000,000 for the Program Management Organization (PMO) and \$1,000,000 for SFPUC staff and other support services. Mayor presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

040094 [Appropriate funding for program management services for the S.F. Public Utilities Commission Capital Improvement Program, Program EIR, and the intertie between EBMUD and San Francisco's waste supply system]

Ordinance appropriating \$3,642,301 of personnel-operating fund balance from the Water Department and \$13,077,000 of continuing project-operating fund balance from the Water Department, for a total of \$16,719,301 for: \$3,642,301 to fund office space, staff and services of other departments for continued implementation of the Capital Improvement Program (CIP), \$8,400,000 for the intertie between the East Bay Municipal Utilities District (EBMUD) and San Francisco's waste supply system, and \$4,677,000 to fund the Program Environmental Impact Report Improvements (PEIR) and necessary staff in SFPUC to work on the program planning efforts to facilitate implementation of the CIP for fiscal year 2003-04. Mayor presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

040095 [Public Employment]

Ordinance amending Ordinance No. 195-03 (Annual Salary Ordinance 2003/04) reflecting the creation of 7 positions (1.75 FTE) at the Water Department, 3 positions (0.75 FTE) at the Human Rights Commission, and 5 positions (1.25FTE) at the Human Resources Department. Mayor presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

020585 [Establishing a Library Citizens Advisory Committee]

Ordinance amending Chapter 5 of the San Francisco Administrative Code by adding Article 25, Section 5.250, to establish the Library Citizens Advisory Committee as an advisory committee to the Board of Supervisors. Supervisor Daly presented. ASSIGNED to Rules Committee.

030679 [Resource Efficiency Requirements and Green Building Standards]

Ordinance repealing Chapter 7 of the Environment Code, Resource Efficiency Requirements, and adding a new Chapter 7 to the Environment Code to adopt and incorporate new provisions for green building design principles for City construction projects and to reconfigure the existing Resource Efficiency Building Task Force. Supervisor Ammiano presented. ASSIGNED to Land Use Committee.

Resolutions

040186 [Reimbursement Resolution]

Resolution declaring the intent of the City and County of San Francisco to reimburse certain expenditures from proceeds of future indebtedness; and approving and ratifying previous actions in connection therewith with Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

040187 [Ground Lease of Redevelopment Agency Land for Mariposa Gardens Apartments]

Resolution approving the Redevelopment Agency of the City and County of San Francisco's lease of land at Assessor's Block 4014, Lot 1, commonly known as 2445 Mariposa Street, to Mariposa Gardens II, L.P., for 55 years for the purpose of preserving a housing development for very low and low income households. Mayor presented. RECEIVED AND ASSIGNED to Board of Supervisors.

040192 [Accept-Expend State Grant]

Resolution authorizing the Office of Emergency Services to accept and expend a grant in the amount of \$1,824,467 from the California Governor's Office of Homeland Security for emergency response equipment, training, and exercises. Supervisor Alioto-Pier presented. RECEIVED AND ASSIGNED to City Services Committee.

040201 [Commending the Massachusetts Supreme Judicial Court Decision on Same-Sex Marriage]

Resolution commending the Massachusetts Supreme Judicial Court for its landmark decision affirming the rights of lesbians and gays to marry. Supervisor Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040202 [California Youth Authority]

Resolution urging the San Francisco Trial Courts, District Attorney, Juvenile Probation Department and Public Defender not to sentence or cause to be sentenced, any person to the California Youth Authority (CYA) unless a CYA commitment is required by law. Supervisors Ammiano, Maxwell, Daly, Sandoval, McGoldrick, Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040203 [Urging the City Librarian to remove the "European Americans Among Us" exhibit being displayed during Black History Month, and reaffirming S.F.'s commitment to diversity]

Resolution urging the City Librarian to remove the "European Americans Among Us" exhibit being displayed during Black History Month pending review by the Library Commission and Human Rights Commission of the appropriateness and compatibility of this exhibit, and reaffirming the City and County of San Francisco's commitment to racial and ethnic diversity. Supervisor Daly presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040204 [Commending Chris Cunnie]

Resolution commending Officer Chris Cunnie for his leadership and dedication to the San Francisco Police Officers' Association, for serving as it President for seven years, forging positive community relationships throughout San Francisco, and for improved working conditions. Supervisors Dufty, Alioto-Pier, Ammiano, Daly, Ma, Maxwell, Peskin, Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040205 [Commending Log Cabin Ranch School]

Resolution commending Log Cabin Ranch School and urging the Mayor's office of Budget to ensure resources remain available to allow for the continue vitality of this critical program. Supervisors Maxwell, Ma, Dufty, Alioto-Pier presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040206 [Commending Dr. Dorothy Height]

Resolution commending Dr. Dorothy Height and declaring February 15, 2004 "Dr. Dorothy Height Day" in the City and County of San Francisco. Supervisor Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040207 [Recognizing February 15-21, 2004 as National Black Family Technology Awareness Week]

Resolution recognizing February 15-21, 2004 as National Black Family Technology Awareness Week and commending IBM, the Career Communications Group and its local partners at the San Francisco Unified School District and Zeum in hosting forums to highlight this issue. Supervisor Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040208 [Extending the term of the Biosciences Task Force to October 22, 2004]

Resolution extending the term of the Biosciences Task Force from April 22, 2004 to October 22, 2004. Supervisor Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040209 [Alan O. Friedland Pump]

Resolution urging the San Francisco Public Utilities Commission to name the North Shore Pump Station The Alan O. Friedland Pump Station in honor of Mr. Friedland's many contributions to the City and County of San Francisco and designate February 27, 2004 as Alan O. Friedland Day. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040210 [Proposition K Transition Plan Call for Projects]

Resolution urging the City's Department of Parking and Traffic, the Department of Public Health, the Police Department and other relevant departments and agencies to apply for funding under the Proposition K Transition Plan. Supervisor Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040211 [Commending Dr. Raymond K.Y. Li]

Resolution commending Dr. Raymond K.Y. Li for his contributions to health services for the Chinese community and recent appointment to the Board of Trustees for Chinese Hospital. Supervisors Sandoval, Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040212 [Commending Ross Shoaf]

Resolution commending Ross Shoaf for his tireless efforts to improve the flow of traffic and his work on other transportation issues within San Francisco, and for extending his talents to other metropolitan areas. Supervisor Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040214 [Commending Thomas Ng]

Resolution commending Thomas Ng for his numerous contributions to the Chinese community and recent appointment to the Board of Trustees for Chinese Hospital. Supervisors Sandoval, Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Hearings

040188 [Hearing - Ground Lease of Redevelopment Agency Land for Mariposa Gardens Apartments]

Hearing of persons interested in or objecting to proposed resolution approving the Redevelopment Agency of the City and County of San Francisco's lease of land at Assessor's Block 4014, Lot 1, commonly known as 2445 Mariposa Street, to Mariposa Gardens II, L.P., for 55 years for the purpose of preserving a housing development for very low and low income households. (Clerk of the Board) . SCHEDULED FOR PUBLIC HEARING.

040189 [Benefits of long range planning to SF economy and revenue collections]

Hearing to consider the benefits to the San Francisco economy and to City revenue collections of long range planning and Area Plans, with a focus on on-going Better Neighborhoods Area Plans and other on-going and proposed Planning Department Long Range Planning Programs. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

040190 [Parking tickets]

Hearing to examine patterns over the last 4 years in the dismissal of parking tickets issued to employees of the City and County of San Francisco, including reasons for dismissal, official responsible for dismissal, person benefiting from dismissal, etc. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

040191 [Lease Extension Option for Premises at 2350 19th Avenue]

Hearing on the 2350 19th Avenue and the loss of revenue to the City for a \$1 lease for the San Francisco Neighborhood Resource Center. Supervisor Hall presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

040195 [Department of Building Inspection Permit Applications]

Hearing requesting the Department of Building Inspection to bar-code permit applications and to track applications by permit consultants, contractors, architects, attorneys, and other applicants. Supervisor Duffy presented. RECEIVED AND ASSIGNED to Rules Committee.

040196 [Community Audit for the Southeast Neighborhoods of San Francisco]

Hearing on initiating a Community Audit by the City Controller addressing needs in the Southeast Sector. This audit should consider identifiable community needs, as well as an assessment of community benefit programs, City services, and City-funded programs. Supervisor Duffy presented. RECEIVED AND ASSIGNED to City Services Committee.

040197 [Status of SFUSD Truancy Initiatives]

Hearing to receive an update from the San Francisco Unified School District and other City Departments on the implementation of truancy prevention initiatives, including recommendations of the 2002-2003 S.F. Civil Grand Jury. Supervisor Duffy presented. RECEIVED AND ASSIGNED to City and School District Select Committee.

Motions

040180 [Needle Exchange Emergency]

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program. (Clerk of the Board) Supervisors Ammiano, Daly, Peskin, McGoldrick, Maxwell, Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040185 [Extending Time for Negotiations]

Motion extending time for negotiations pursuant to Charter Section 11.100. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040213 [Community Audit for the Southeast neighborhoods in San Francisco]

Motion directing that the City Controller initiate a Community Audit addressing needs in the Southeast sector, to consider, document and evaluate community needs as well as do an assessment of community benefit programs, City services and City-funded programs. Supervisor Duffy presented. RECEIVED AND ASSIGNED to City Services Committee.

PROPOSED ORDINANCES

040131 [Settlement of Lawsuit - Michelle Asami]

Ordinance authorizing settlement of the lawsuit filed by Michelle Asami against the City and County of San Francisco for \$43,900; the lawsuit was filed on November 26, 2002 in San Francisco Superior Court, Case No. 415-098; entitled Michelle Asami, et al., v. City and County of San Francisco, et al. (City Attorney) . RECOMMENDED...

PROPOSED RESOLUTIONS

040128 [Provide supportive services to newly housed people with disabilities]

Resolution authorizing the San Francisco Department of Public Health (SFPDH) to accept retroactively and expend a grant in the amount of \$699,028 from the Substance Abuse and Mental Health Services Administration (SAMHSA) to provide supportive services to newly housed people with disabilities and to enter into an agreement for the use of these funds; for the period of September 30, 2003 to September 29, 2004. (Public Health Department) Supervisor Duffy presented. RECEIVED AND ASSIGNED to City Services Committee.

040129 [Reduce sexual risk for HIV transmission in substance using men who have sex with men]

Resolution authorizing the San Francisco Department of Public Health (SFPDH) to enter retroactively into an agreement in the amount of \$130,866 with Public Health Foundation Enterprises Inc. (PHFE), the primary contractor, to reduce the sexual risk for HIV transmission in substance using men who have sex with men (SU-MSM), for the period of September 30, 2003, to September 29, 2004. (Public Health Department) Supervisor Duffy presented. RECEIVED AND ASSIGNED to City Services Committee.

040130 [Grant of Federal Funds]

Resolution authorizing the Municipal Transportation Agency to accept and expend \$2,441,395 of United States Department of Justice, 2003 Urban Area Security Initiative grant funds to develop and implement security enhancements for the San Francisco Municipal Railway. (Municipal Transportation Agency) . RECEIVED AND ASSIGNED to Land Use Committee.

040132 [Settlement of Claim - Larry Oldham]

Resolution approving the settlement of the unlitigated claim filed by Larry Oldham against San Francisco for \$75,000, claim was filed on May 22, 2003. (City Attorney) . RECOMMENDED...

040133 [Onsite medical and other healthcare services for TARC clients living with and/or at high risk for HIV/AIDS]
Resolution authorizing the San Francisco Department of Public Health, Tom Waddell Health Center (SFDPH, TWHC) to enter retroactively into an agreement with the Tenderloin AIDS Resource Center (TARC) the primary contractor, and expend funds in the amount of \$597,710 to provide onsite medical and other healthcare services for TARC clients living with and/or at high risk for HIV/AIDS; for the period of September 29, 2003 to March 31, 2007. (Public Health Department) Supervisor Dufty presented. RECEIVED AND ASSIGNED to City Services Committee.

040194 [Employee Catastrophic Illness Program]

Ordinance amending Section 16.9-29A(d) of the San Francisco Administrative Code to authorize employee reimbursement of the Catastrophic Illness Program upon qualification for or receipt of disability benefits and amending Section 16.9-29A(i) of the San Francisco Administrative Code to authorize employee transfer of unused hours to pool if participation in Catastrophic Illness Program expires or is terminated. Supervisor Ammiano presented. ASSIGNED UNDER 30 DAY RULE to Finance and Audits Committee.

040093 [Appropriate funding for program management services for the S.F. Public Utilities Commission Capital Improvement Program]

Ordinance appropriating \$5,460,000 of fund balance from the Water Department and \$1,540,000 of fund balance from Hetch Hetchy, for a total of \$7,000,000 for program management services for the San Francisco Public Utilities Commission's (SFPUC) Capital Improvements Program for fiscal year 2003-04. Appropriated funds will facilitate the fourth year of the WIP contract in the amount of \$6,000,000 for the Program Management Organization (PMO) and \$1,000,000 for SFPUC staff and other support services. Mayor presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

040094 [Appropriate funding for program management services for the S.F. Public Utilities Commission Capital Improvement Program, Program EIR, and the intertie between EBMUD and San Francisco's waste supply system]

Ordinance appropriating \$3,642,301 of personnel-operating fund balance from the Water Department and \$13,077,000 of continuing project-operating fund balance from the Water Department, for a total of \$16,719,301 for: \$3,642,301 to fund office space, staff and services of other departments for continued implementation of the Capital Improvement Program (CIP), \$8,400,000 for the intertie between the East Bay Municipal Utilities District (EBMUD) and San Francisco's waste supply system, and \$4,677,000 to fund the Program Environmental Impact Report Improvements (PEIR) and necessary staff in SFPUC to work on the program planning efforts to facilitate implementation of the CIP for fiscal year 2003-04. Mayor presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

040095 [Public Employment]

Ordinance amending Ordinance No. 195-03 (Annual Salary Ordinance 2003/04) reflecting the creation of 7 positions (1.75 FTE) at the Water Department, 3 positions (0.75 FTE) at the Human Rights Commission, and 5 positions (1.25FTE) at the Human Resources Department. Mayor presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

020585 [Establishing a Library Citizens Advisory Committee]

Ordinance amending Chapter 5 of the San Francisco Administrative Code by adding Article 25, Section 5.250, to establish the Library Citizens Advisory Committee as an advisory committee to the Board of Supervisors. Supervisor Daly presented. ASSIGNED to Rules Committee.

030679 [Resource Efficiency Requirements and Green Building Standards]

Ordinance repealing Chapter 7 of the Environment Code, Resource Efficiency Requirements, and adding a new Chapter 7 to the Environment Code to adopt and incorporate new provisions for green building design principles for City construction projects and to reconfigure the existing Resource Efficiency Building Task Force. Supervisor Ammiano presented. ASSIGNED to Land Use Committee.

Resolutions

040186 [Reimbursement Resolution]

Resolution declaring the intent of the City and County of San Francisco to reimburse certain expenditures from proceeds of future indebtedness; and approving and ratifying previous actions in connection therewith Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

040187 [Ground Lease of Redevelopment Agency Land for Mariposa Gardens Apartments]

Resolution approving the Redevelopment Agency of the City and County of San Francisco's lease of land at Assessor's Block 4014, Lot 1, commonly known as 2445 Mariposa Street, to Mariposa Gardens II, L.P., for 55 years for the purpose of preserving a housing development for very low and low income households. Mayor presented. RECEIVED AND ASSIGNED to Board of Supervisors.

Requests Granted

From: Supervisor Ammiano

To: City Attorney

Requesting/Inquiring: To prepare an amendment to the Hotel Tax Ordinance enumerating all seven cultural centers. (See attached).

From: Supervisor Ammiano

To: Chancellor, City College

Requesting/Inquiring: Inquiring if an official City College representative will testify at the Planning Commission meeting regarding landmark status for the New Mission Theater, and requesting any Board of Trustees adopted policy on landmark status for the theater.

From: Supervisor Daly

To: City Librarian, Public Library

Requesting/Inquiring: Requesting correspondence between the Library and the European American Issues Forum related to the "European Americans Among Us" exhibit. Criteria used by the library to determine the suitability of these exhibits and a justification as to why, during Black History Month, the library would put these exhibits up in the Main Library.

From: Supervisor Dufty

To: Director, Housing Authority

To: Director, Department of Public Health

To: Director, Department of Social Services

To: Director, Mayor's Office of Criminal Justice

To: Director, Mayor's Office of Housing

To: Director, Department of Children, Youth and Their Families

To: General Manager, Recreation and Park Department

To: Chief, Police Department

To: District Attorney

To: Director, Juvenile Probation Department

To: S. F. Trial Courts

To: Public Defender

To: Sheriff

To: S.F. Unified School District

To: General Manager, Muni

To: Director, Human Rights Commission

To: General Manager, Public Utilities Commission

To: Director, Redevelopment Agency

Requesting/Inquiring: Requesting ideas and input on how a Controller's Community Audit can identify community needs, assess community benefit programs, and evaluate City services and City-funded programs to quantify needs and recommend policies, programs and needed resources to improve the quality of life in the southeast neighborhoods of San Francisco.

From: Supervisor Dufty

To: City Attorney

Requesting/Inquiring: To draft legislation requiring the Department of Building Inspection to bar-code permit applications and to track applications by permit consultants, contractors, architects, attorneys and other applicants.

From: Supervisor McGoldrick
To: Director, Department of Parking and Traffic
Requesting/Inquiring: To provide a list of all parking violations by each City department for the last 4 years, including the disposition of that violation. If a violation was dismissed, please provide the explanation for that dismissal.

From: Supervisor McGoldrick
To: Controller
To: Director, Planning Department
Requesting/Inquiring: Requesting the Controller work with Planning Department to analyze the benefits to the San Francisco economy and to City revenue collections of long range planning and Area Plans, with a focus on on-going Better Neighborhoods Area Plans and other on-going and proposed Planning Department Long Range Planning Programs.

In Memoriams

Robert (Bob) Denebeim (Supervisor Ammiano)
Elisa Valenzuela Vasquez (Supervisor Duffy)
Laura Fontanello (Supervisor Alioto-Pier)
Fon Lee (Supervisor Ma)
Harold Yee (Supervisors Ma, Duffy, Peskin)

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TDD No. 554-5227

**Legislation Introduced
Including All Off-Calendar Items
February 24, 2004**

OFF-AGENDA LEGISLATION

DOCUMENTS DEPT.

Introduced by Supervisors or Mayor

FEB 27 2004

Ordinances

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PUBLIC LIBRARY

031878 [Establishing an Alternative Affordable Housing and Home Ownership Bond Program]

Ordinance amending the San Francisco Administrative Code by adding a new Article IIIA, consisting of Sections 43.3A.1 through 43.3A.24 to establish an alternative affordable housing assistance and home ownership bond program. Supervisor Sandoval presented. ASSIGNED UNDER 30 DAY RULE to Land Use Committee.

040145 [Zoning Map Amendment - Second Street between South Park and Townsend Streets]

Ordinance amending the San Francisco Planning Code by amending the Zoning Map of the City and County of San Francisco, Section Map 1H, to change the height and bulk district designations of Assessor's Block 3775, Lots 007 and 008, on the western side of Second Street between South Park and Townsend Streets from 40-X to 65-X, and adopting findings. Supervisor Daly presented. ASSIGNED to Land Use Committee.

040233 [Prohibition on biometric imaging as a form of identification unless otherwise required by state law, federal law, or by local voter initiative]

Ordinance amending the San Francisco Administrative Code by adding a new section 20.35 to prohibit City Departments and contractors from biometric imaging individuals as a form of identification unless otherwise required by state law, federal law, or local voter initiative; amending the Administrative Code by repealing sections 20.75.15, 20.105.11, and 20.205.15 which require fingerprinting as a condition of aid eligibility in the Personal Assisted Employment Services Program (PAES), Cash Assistance Linked to Medi-Cal Program (CALM), and the Supplemental Security Income Pending Program (SSIP). Supervisors Daly, Ammiano, Gonzalez presented. ASSIGNED UNDER 30 DAY RULE to City Services Committee.

040234 [Ten (10) Most Wanted Suspects Crime Bulletin]

Ordinance requiring the San Francisco Police Department to issue and post a 10 Most Wanted Suspects Crime Bulletin. Supervisor Ma presented. ASSIGNED UNDER 30 DAY RULE to City Services Committee.

040235 [Eliminating renewal fees for police emergency alarm licenses]

Ordinance amending the San Francisco Police Code, by amending Sections 3707, 3708, 3710.2, 3710.3, 3710.4, 3717, and 3720, to eliminate renewal fees for police emergency alarm licenses. Supervisor Hall presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

040236 [Community Choice Aggregation Program]

Ordinance establishing a Community Choice Aggregation Program in accordance with California Public Utilities Code Sections 218.3, 331.1, 366, 366.2, 381.1, 394, and 394.25, allowing San Francisco to aggregate the electrical load of electricity consumers within San Francisco and to accelerate the introduction of renewable energy, conservation and energy efficiency into San Francisco's portfolio of energy resources. Supervisors Ammiano, Maxwell, Gonzalez presented. RECEIVED AND ASSIGNED to City Services Committee.

Resolutions

030409 [Grants Federal Funds - Municipal Railway]

Resolution authorizing the Municipal Transportation Agency to accept and expend \$3,960,116 of federal earmarked capital assistance for MUNI's Particulate Matter Traps Procurement and Natural Gas Facility Rehabilitation Project. (Municipal Transportation Agency) Supervisor Dufty presented. ASSIGNED to City Services Committee.

040238 [MUNI Biodiesel Pilot Program]

Resolution urging MUNI to start a pilot program utilizing biodiesel within the next 8 months, as well as research and adopt the use of biodiesel, a cleaner burning alternative fuel, that will significantly reduce emissions. Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to Land Use Committee.

040241 [Commending Youth Chance High School]

Resolution commending Youth Chance High School for 25 years of community leadership, educational excellence, and dedicated service to improving the lives of youth in San Francisco. Supervisor Daly presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040244 [Extension of Planning Commission Review Period]

Resolution extending to and including March 15, 2004 the prescribed time within which the Planning Commission may render its decision on a proposed ordinance to amend the San Francisco Planning Code by amending Section 128 to allow a City-owned landmark in a P(Public) zoning district that is adjacent to properties zoned C-3 (Downtown Commercial) to sell Transferable Development Rights and by amending Section 149 to authorize the landmark to receive artwork contributions in order to finance rehabilitation and restoration of the exterior of the property. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040245 [National Diabetes Month]

Resolution proclaiming the month of February 2004 as National Diabetes Month. Supervisor Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040246 [Commending the Services and Advocacy for Asian Youth Consortium]

Resolution commending the Services and Advocacy for Asian Youth Consortium for their dedication and commitment to the Asian youth community in San Francisco. Supervisor Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040247 [Commending San Francisco's African Americans Legion Post No. 875]

Resolution recognizing and commending San Francisco's African Americans Legion Post No. 875 for their dedicated service to the many brave veterans living in the San Francisco Bay Area. Supervisors Ma, Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040248 [Read Aloud Day]

Resolution declaring March 2, 2004 as "Read Aloud Day" in the City and County of San Francisco. Supervisor Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040249 [Filipino World War II veterans]

Resolution urging State Legislators to support Filipino World War II veterans by passing legislation to recognize Filipino combatants as American veterans. Supervisor Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040250 [High Risk and Serious Registered Sex Offender Map]

Resolution urging the San Francisco Police Department to provide on their website the general whereabouts of registered sex offenders, classified as either "Serious" or High Risk offenders who reside in the City and County of San Francisco. Supervisor Hall presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040251 [Proclaiming March 2004 as Social Work Month]

Resolution proclaiming March 2004 as Social Work Month in the City and County of San Francisco. Supervisor Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040252 [Board of Supervisors Meeting Schedule - Week of May 3, 2004]

Resolution revising the regular meeting schedule of the Board of Supervisors by canceling all Board and Committee meetings during the week of May 3, 2004. Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to Rules Committee.

040253 [Opposing elimination of state guarantees for low-income immigrant access to health and social services]

Resolution opposing Governor Schwarzenegger's proposals to eliminate state guarantees which ensure that low-income immigrants have access to health and social services. Supervisor Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Hearings

040242 [Fire Department's "light work" designation.]

Hearing on the Fire Department's personnel and budgetary policies as they relate to potential abuses of the "light work" designation. Supervisor Sandoval presented. RECEIVED AND ASSIGNED to Budget Committee.

040243 [City's implementation plan for Care Not Cash/Real Housing Real Care]

Hearing on the City's implementation plan for Care Not Cash/Real Housing Real Care. Supervisor Daly presented. RECEIVED AND ASSIGNED to City Services Committee.

Motion

040231 [Needle Exchange Emergency]

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program. Supervisors Ammiano, Daly, Peskin, McGoldrick, Maxwell, Dufy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

PROPOSED ORDINANCES

040137 [Mission Bay - Owens Street Acceptance, Subdivision 41-43, Phase 1]

Ordinance accepting the dedication for right-of-way purposes of the Subdivision 41-43, Phase 1 portions of property adjacent to Owens Street, designating additional property for right-of-way purposes, approving a map showing such areas and declaring such areas to be open public right-of-way; naming the new right-of-way; designating street grades, sidewalk widths, and street parking restrictions; accepting the irrevocable offer for the acquisition facilities and declining the offer of the Pacific Gas & Electric facilities; designating said facilities for public use and maintenance purposes, subject to specified limitations; accepting miscellaneous easements and agreements relating to the project, subject to specified limitations; adopting findings that such actions are consistent with the City's General Plan, the eight priority policy findings of City Planning Code section 101.1, and the Mission Bay South Redevelopment Plan; accepting Department of Public Works Order No. 174,642 and authorizing official acts in connection with this Ordinance. (Public Works Department) . RECEIVED AND ASSIGNED to Land Use Committee.

040138 [Mission Bay – Owens Street and 16th Street Acceptance]

Ordinance accepting the dedication for right-of-way purposes of the additional portions of property adjacent to Owens Street and 16th Street, designating additional property for right-of-way purposes, approving a map showing such areas and declaring such areas to be open public right-of-way; naming the new right-of-way; designating street grades, sidewalk widths, and street parking restrictions; accepting the irrevocable offer for the acquisition facilities and declining the offer of the Pacific Gas & Electric facilities; designating said facilities for public use and maintenance purposes, subject to specified limitations; adopting findings that such actions are consistent with the City's General Plan, the eight priority policies of City Planning Code section 101.1, and the Mission Bay South Redevelopment Plan; accepting Department of Public Works Order No. 174,643 and authorizing official acts in connection with this Ordinance. (Public Works Department) . RECEIVED AND ASSIGNED to Land Use Committee.

040139 [Mission Bay - Fourth Street Public Improvements (UCSF – Phase 1.2)]

Ordinance accepting the dedication for right-of-way purposes of the irrevocable offer of portions future Fourth Street, designating additional property for right-of-way purposes, approving a map showing such areas and declaring such areas to be open public right-of-way; naming the new right-of-way; designating street grades, sidewalk widths, and street parking; accepting the irrevocable offer for the acquisition facilities; designating said facilities for public use and maintenance purposes, subject to specified limitations; accepting a utility easements agreement relating to the project, subject to specified limitations; adopting findings that such actions are consistent with the City's General Plan, the eight priority policy findings of City Planning Code section 101.1, and the Mission Bay South Redevelopment Plan; accepting Department of Public Works Order No. 174,644 and authorizing official acts in connection with this Ordinance. (Public Works Department) . RECEIVED AND ASSIGNED to Land Use Committee.

040160 [Settlement of Lawsuit - Maria Trapalis-Baird]

Ordinance authorizing the settlement of lawsuit filed by Maria Trapalis-Baird against the City and County of San Francisco for \$285,000; the lawsuit was filed on April 22, 2002, in San Francisco Superior Court, Case No. 419634, entitled Trapalis-Baird v. City and County of San Francisco, et al. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

040161 [Settlement of Lawsuit - Clara Tempongko, et al.]

Ordinance authorizing settlement of the lawsuit filed by Clara Tempongko, Janine Bersabe, by and through her Guardian ad Litem Clara Tempongko, and Justin Nguyen, by and through his Guardian, Shawn Nguyen against the City and County of San Francisco for \$500,000; the lawsuit was filed on October 18, 2001 in the United States District Court, Case No. C01-3927 SBA; entitled Clara Tempongko, et al., v. City and County of San Francisco, et al. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

040163 [Settlement of Lawsuits and Assessment Appeals]

Ordinance authorizing settlement of lawsuits and assessment appeals filed by Mission Housing Development Co., Thomas Paine, Ltd., Vista del Monte, Ltd., Buchanan Park, Ltd., Prince Hall Ltd., Laurel Gardens, St. Francis Square Apartments, Friendship Village Inc., Casa de La Raza, Third Baptist Gardens/F. D. Haynes Apartments, and Glenridge Apartments versus the City and County of San Francisco by payment of a total amount not to exceed \$1,800,000.00; the cases and appeals are Mission Housing I (San Francisco Co. Super Ct. No. 920940, Court of Appeal No. A075003), Mission Housing II (San Francisco Co. Super Ct. No. 920940, Court of Appeal No. A085462), Mission Housing III (San Francisco Co. Super Ct No. 300781), Mission Housing IV (those assessment appeals for which a decision was rendered by the Assessment Appeals Board on September 9, 2003), and Mission Housing V (San Francisco Co. Superior Ct. No. 502335, Court of Appeal No. A104180); the settlement includes any claims for reduced assessment for the 2002-2003 tax year and Plaintiffs/Claimants shall not file any claims for refund based on Sections 1604 or 2635 of the Revenue and Taxation Code. (A copy of proposed Settlement Agreement placed in Board File No. 040163.) (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

040167 [Market Street Truck Loading Bays]

Ordinance amending San Francisco Traffic Code Section 33.3.2 to permit the Department of Parking and Traffic to designate tour bus loading zones, commercial loading zones, or parking meters in parking bays along Market Street, between Steuart and Octavia Streets. (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Land Use Committee.

040168 [Modification of traffic regulations at Oak and Laguna Streets]

Ordinance repealing Section 34.4 of the San Francisco Traffic Code, pertaining to prohibiting left-hand turns against red or "Stop" signals, at all times. (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Land Use Committee.

040169 [Modification of traffic regulations at the intersection of Fell and Laguna Streets]

Ordinance repealing Section 34.7 of the San Francisco Traffic Code, pertaining to prohibiting left-hand turns against red or "Stop" signals, at all times. (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Land Use Committee.

PROPOSED RESOLUTIONS

040164 [STOP Intersections]

Resolution designating certain intersections as "STOP" intersections.

STOP SIGNS - ESTABLISH

31st Avenue and Rivera Street, stopping 31st Avenue, making this intersection an all-way STOP; and Newcomb and Toland Streets, stopping Newcomb Street, making this uncontrolled intersection a two-way STOP. (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Land Use Committee.

040165 [Parking Regulations]

Resolution enacting and rescinding parking regulations at various locations.

RESIDENTIAL PERMIT PARKING AREA "X" (2-HOUR TIME LIMIT, 8 AM - 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH

Missouri Street, both sides, between 20th and 22nd Streets (500 and 600 blocks); and Sierra Street, north side, between Missouri and Texas Streets.

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH

Plymouth Avenue, east side, from Monterey Boulevard to 60 feet northerly;
Cesar Chavez Street, north side, from 35 feet to 85 feet east of Connecticut Street (extends existing 35-foot zone by an additional 50 feet); and
Cesar Chavez Street, south side, from Connecticut Street to 85 feet easterly.

PERPENDICULAR (90-DEGREE ANGLE) PARKING - ESTABLISH

Ellis Street, south side, from Laguna Street to 350 feet westerly (legislates existing conditions);
Waller Street, north side, from Divisadero Street to Broderick Street (legislates existing conditions); and
Market Street, north side, between the east and west curb lines of Steuart Street.

TOW-AWAY, NO PARKING ANYTIME - ESTABLISH

Edgar Place, east side, from 80 feet south of Niagara Avenue to the southern terminus (unit block).

NO PARKING ANYTIME - RESCIND

NO PARKING, 7 AM TO 6 PM, EXCEPT SUNDAY - ESTABLISH

Nido Avenue, west side, between Turk and Vega Streets; and
Vega Street, north side, between Anza Vista and Nido Avenues.

TOW-AWAY NO PARKING, 9 PM TO 6 AM, EXCEPT SATURDAY AND SUNDAY - RESCIND

10-MINUTE GREEN ZONE, 9 AM TO 6 PM, EVERYDAY - RESCIND

PARKING METER AREA NO. 1 (30-MINUTE METERS, 7 AM TO 6 PM, EVERYDAY) - EXTEND
Market Street, north side, between the east and west curb lines of Steuart Street.

TOW-AWAY, NO STOPPING, 3 PM TO 6 PM, EVERYDAY - RESCIND

TOW-AWAY, NO STOPPING, 3 PM TO 7 PM, EVERYDAY - ESTABLISH

3rd Street, both sides, from Mission to Market Streets; and
3rd Street, west side, from Howard to Mission Streets. (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Land Use Committee.

040166 [Traffic Regulations]

Resolution enacting and rescinding traffic regulations on various streets.

TWO-WAY STREET - ESTABLISH

Laguna Street, between Fell and Oak Streets.

RIGHT TURN ONLY - REVOKE

Laguna Street, southbound at Fell Street; and

Laguna Street, northbound at Oak Street. (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Land Use Committee.

040170 [Provide nutrition education in community settings to low-income families in San Francisco]

Resolution authorizing the San Francisco Department of Public Health (SFDPH) to accept retroactively and expend a grant in the amount of \$99,908 from the California Department of Health Services (CDHS) to provide nutrition education in community settings to low-income families in San Francisco and to enter into an agreement for the use of these funds; for the period of January 1, 2004, to September 30, 2004. (Public Health Department) . RECEIVED AND ASSIGNED to City Services Committee.

040182 [Improve working conditions for day laborers in the San Francisco Mission District]

Resolution authorizing the San Francisco Department of Public Health, Occupational and Environmental Health (SFDPH), to accept and expend retroactively a grant in the amount of \$212,584 from the Centers for Disease Control and Prevention (CDC), to improve working conditions for day laborers in the San Francisco Mission District and to enter into an agreement for the use of these funds; for the period of September 30, 2003, to September 29, 2004. (Public Health Department) . RECEIVED AND ASSIGNED to City Services Committee.

Board Minutes for January 27, 2004 and February 3, 2004 approved.

Requests Granted

From: Supervisor Maxwell

To: Director, Department of Parking and Traffic

Requesting/Inquiring: Requesting traffic studies at the following intersections: Goettingen and Wilde Street and Tioga and Alpha Street. Residents in this area have been plagued with young drivers using these intersections as recreational area; performing stunts such as donut spins in the early hours of the morning. Please consider placing a temporary traffic circle in place to prevent further abuse at these intersections while exploring permanent solutions for them.

From: Supervisor Maxwell

To: Director, Department of Parking and Traffic

Requesting/Inquiring: Requesting status report on plans to address traffic concerns at the intersection of Bayshore Boulevard and Blanken Avenue.

From: Supervisor Maxwell

To: Director, Department of Parking and Traffic

Requesting/Inquiring: To report whether pedestrian crossing measures such as the one on Dr. Carlton B. Goodlett Place can be implemented at the intersection of Felton and San Bruno Avenue. Pedestrians in this area fear for their life on a daily basis crossing this intersection. Since a STOP sign is not appropriate, Supervisor Maxwell asks the Department to consider alternative measures such as the ones here at City Hall.

From: Supervisor Maxwell

To: City Attorney

Requesting/Inquiring: To draft legislation requiring catering trucks to park no closer than two blocks from San Francisco Unified School District sites.

From: Supervisor Sandoval

To: Director, Department of Parking and Traffic

Requesting/Inquiring: To report on the feasibility of implementing a traffic calming solution, such as speed bumps, on Orizaba Avenue, between Broad Street and Minerva Street.

CC: Paula Smith, 331 Orizaba Avenue, San Francisco, CA 94132

From: Supervisor Dufty

To: City Attorney

Requesting/Inquiring: To draft legislation amending Planning Code regarding demolition of residential buildings upon the following: one-for-one replacement of existing units is provided and offered to existing tenants at comparable rents; and interim displacement of existing tenants during construction is restricted.

From: Supervisor Sandoval

To: Chief, Fire Department

Requesting/Inquiring: To notify the Chief of the Fire Department that a committee hearing has been called to inquire into the Fire Department's personnel and budgetary policies as they relate to potential abuses of the "light work" designation; hearing to be scheduled in the near future.

From: Supervisor Ammiano
To: Chancellor, City College
Requesting/Inquiring: Inquiring whether an official City College representative will testify at the Planning Commission meeting regarding landmark status for the New Mission Theater, and requesting any Board of Trustees adopted policy on landmark status for the theater. (See attached.)

In Memoriams

Lenard D. Louie (Entire Board)
Gilberto Novoa (Supervisor Ammiano)
Ruth Perez (Supervisor Gonzalez)
Jeanne Honda (Supervisor Ma)
Jean Anderson (supervisor Ma)
Alan O. Friedland (Supervisor Peskin)
Jerry Stoll (Supervisor Sandoval)
Nate Ratner (Supervisor Sandoval)

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MAR 12 2004

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**≡ Legislation Introduced
Including All Off-Calendar Items
March 9, 2004**

OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

040272 [Public Employment]

Ordinance amending Ordinance No. 195-03 (Annual Salary Ordinance 2003/04) reflecting the deletion of 189-90 positions in the following departments: Administrative Services, Adult Probation, Adult and Aging Services, Airport, Assessor, Convention Facilities, Emergency Communications, Environment, Human Resources, Juvenile Probation, Municipal Transportation Agency, Police, Public Health, Recreation and Park, Sheriff and Telecommunication and Information Services. Mayor presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

040274 [Production and Inspection Demand Procedures and Pre-Hearing Conference Procedures before Assessment Appeals Board]

Ordinance amending the San Francisco Administrative Code by adding Sections 2B.21 and 2B.22 to Chapter 2B to provide Production and Inspection Demand Procedures and Pre-Hearing Conference Procedures for proceedings before the Assessment Appeals Boards. Supervisor Daly presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

021505 [Ordinance adding Section 21.25-3 to the Administrative Code]

Ordinance adding Section 21.25-3 to the Administrative Code to require that workers engaged in rigging, sound, projection, theatrical lighting, videos, computers, draping, carpentry, special effects, and motion picture services on property owned or leased by the City and County of San Francisco be paid the prevailing rate of wage and that such workers will have job protection with the successor contractor for a transition period after a lease, management agreement or other contractual arrangement is terminated. Supervisors Ammiano, Daly presented. ASSIGNED to Finance and Audits Committee.

031463 [Zoning - Large-scale Retail Use]

Ordinance amending the Planning Code to add section 121.6 to impose a City-wide conditional use requirement for large-scale retail uses in excess of 50,000 gross square feet, to prohibit such uses if they are in excess of 120,000 gross square feet in any zone other than the C-3 zones, and to prohibit specified large-scale retail uses in excess of 120,000 gross square feet in the C-3 zones; amending Planning Code section 303 to add findings for the abovementioned uses concerning active street frontage patterns and mixed-use building opportunities; making findings of consistency with the General Plan and Planning Code section 101.1(b); and exempting from this legislation those uses for which the City received a building permit prior to the date of this ordinance's introduction. Supervisors Ammiano, Duffy, Gonzalez presented. ASSIGNED to Land Use Committee.

Resolutions

- 040273 [Instant Runoff Voting]**
Resolution invoking section 19211 of the California Elections code to experimentally adopt the use of modified voting equipment, and urging the Department of Elections and Elections Commission to begin all preparations for using instant runoff voting this November 2004 and to immediately commence public education and outreach. Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to Rules Committee.
- 040275 [Establishing Task Force - Passenger Cruise Industry]**
Resolution establishing a civic task force to develop and market San Francisco to the Passenger Cruise industry. Supervisors Alioto-Pier, Peskin presented. RECEIVED AND ASSIGNED to Rules Committee.
- 040276 [Supporting OURx Bill of Rights]**
Resolution supporting the Senior Action Network OURx Bill of Rights and urging the California State Legislature to approve the legislative package. Supervisors Peskin, Sandoval presented. RECEIVED AND ASSIGNED to City Services Committee.
- 040279 [Extension of Planning Commission Review Period - 690 Market Street]**
Resolution extending for an additional 30 days the prescribed time within which the Planning Commission may render its decision on a proposed ordinance to amend the San Francisco Planning Code by adding Section 249.25 to create the Downtown Housing Demonstration Special Use District encompassing the property zoned Downtown Office District (C-3-0) at the corner of Market Street, Keamy Street and Geary Avenue (690 Market Street, Assessor's Block 0311, Lot 006). Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 040283 [Confirming the Appointment of Ann Blumlein Lazarus to the San Francisco Port Commission]**
Resolution confirming the appointment of Ann Blumlein Lazarus to the San Francisco Port Commission. Mayor presented. RECEIVED AND ASSIGNED to Rules Committee.
- 040284 [Contract funds to evaluate the impact of a resource center for drug users]**
Resolution authorizing the San Francisco Department of Public Health, Community Behavioral Health Services (SFPDH,CBHS), to enter retroactively into an agreement with the University of California San Francisco (UCSF), the primary contractor, and expend funds in the amount of \$4,697 to provide research evaluation services; for the period of July 1, 2003 to June 30, 2004. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 040286 [Arts Education Month]**
Resolution declaring March 2004 as Arts Education Month in San Francisco. Supervisor Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 040287 [Greenhouse Gases]**
Resolution urging the California Air Resources Board to adopt the strongest possible regulations to reduce greenhouse gases emitted by passenger vehicles pursuant to AB 1493 (Pavley), and recommends that the California Legislature endorse such regulations to protect the health of the state's economy and its people. Supervisor Daly presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 040288 [Urging United States Senate to restore Earned Income Tax Credit funding]**
Resolution urging the United States Senate to restore funding for the Earned Income Tax Credit program; directing the Clerk of the Board to send the request to Senators Dianne Feinstein and Barbara Boxer. Supervisor Daly presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 040289 [Rename Geary Street between Taylor and Mason Streets "Saroyan Way"]**
Resolution renaming Geary Street between Taylor and Mason Streets "Saroyan Way" for the period between March 24 and April 30, 2004 and urging the San Francisco Department of Public Works to work with American Conservatory Theater to place appropriate signage. Supervisor Daly presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 040290 [Continuation of higher cap on gate fees charged taxi drivers]**
Resolution extending the date for enacting ordinances to prevent expiration of higher cap on gate fees charged taxi drivers. Supervisor Hall presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 040291 [Unidentified Victims]**
Resolution urging the San Francisco Medical Examiner's Office to provide sketches and profiles on their website of deceased individuals who have not been identified since 1975; and to provide the available information on request. Supervisor Hall presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 040292 [Commemorating the One Year Anniversary of the Asian Art Museum]**
Resolution commemorating the one year anniversary of the Asian Art Museum at its new Civic Center home. Supervisor Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 040293 [Commemorating Brown v. Board of Education]**
Resolution commemorating Brown v. Board of Education statewide celebration May 3rd and 4th 2004. Supervisor Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 040294 [Regulate the use of remote control locomotives]**
Resolution urging the California Public Utilities Commission and the Federal Railroad Administration to adopt regulations to ensure that the safety of the citizens of the City and County of San Francisco is not at risk due to the use of remote control locomotives. Supervisor Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 040295 [Housing for Foster Youth]**
Resolution supporting the Transitional Housing for Foster Youth Fund to provide safe, affordable housing and supportive services to emancipated foster youth. Supervisor Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 040296 [Armenian Genocide Commemoration Day]**
Resolution declaring April 24, 2004 Armenian Genocide Commemoration Day in San Francisco. Supervisors Peskin, Hall, Daly, Maxwell, Sandoval, Gonzalez, Alioto-Pier, McGoldrick presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 040297 [Robert Anino Estate]**
Resolution accepting a \$100,000 bequest from the Estate of Robert Anino for the design, construction, placement and maintenance of a monument to composer Johann Strauss, Jr. and urging the Fine Arts Museums Board of Trustees to accept and administer such bequest in accordance with the gift restrictions. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Request for Hearings

- 040277 [Flooding on the Embarcadero, SOMA, and throughout Districts 3 and 6]**
Hearing to consider the recent flooding on the Embarcadero, in the South of Market throughout Districts 3 and 6, including: (1) Damage to residential and commercial properties; (2) Environmental damage caused to San Francisco Bay; (3) Response of the Department of Public Works and the Public Utilities Commission; and (4) Future planning to prevent similar occurrences. Supervisors Daly, Peskin presented. RECEIVED AND ASSIGNED to City Services Committee.
- 040278 [Department of Building Inspection "special monitor" position]**
Hearing on the role and responsibilities of the newly-created position of "special monitor" for the Department of Building Inspection and the suitability of Rudy Nothenberg in filling the role. Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to Rules Committee.

- 040280 [Department of City Planning proposed 2004-05 work plan, efficiency plan, and budget]**
Hearing to consider the proposed 2004-05 work plan, efficiency plan, and budget of the Department of City Planning. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Budget Committee.
- 040281 [Policy on Police pursuits.]**
Hearing on the San Francisco Police Department's policy on police pursuits. Supervisor Maxwell presented. RECEIVED AND ASSIGNED to City Services Committee.
- 040282 [Recent Flooding]**
Requesting the Clerk of the Board of Supervisors to schedule a hearing where relevant city Departments (including the Public Utilities Commission, the Department of Public Works, the Department of Building Inspection, and the Office of Emergency Services) will report on the major flooding that occurred on February 25, 2004. Supervisor Sandoval presented. RECEIVED AND ASSIGNED to City Services Committee.
- 040285 [Services for Women with Children in Residential Treatment]**
Hearing to identify gaps in services for women with children in residential treatment. Supervisor Ma presented. RECEIVED AND ASSIGNED to City Services Committee.

Motions

- 040222 [Appointment to Police Commission - Louise Renne]**
Motion confirming the Mayor's nomination of, and appointing, Louise Renne to the San Francisco Police Commission for a term of office commencing on April 30, 2004 at noon, with the term ending to be determined by lot. Mayor presented. RECEIVED AND ASSIGNED to Rules Committee.
- 040223 [Appointment to Police Commission - Douglas Chan]**
Motion confirming the Mayor's nomination of, and appointing, Douglas Chan to the San Francisco Police Commission for a term of office commencing on April 30, 2004 at noon, with the term ending to be determined by lot. Mayor presented. RECEIVED AND ASSIGNED to Rules Committee.
- 040224 [Appointment to Police Commission - Joseph Veronese]**
Motion confirming the Mayor's nomination of, and appointing, Mr. Joseph Veronese to the San Francisco Police Commission for a term of office commencing on April 30, 2004 at noon, with the term ending to be determined by lot. Mayor presented. RECEIVED AND ASSIGNED to Rules Committee.
- 040225 [Appointment to Police Commission - Dr. Joe Marshall]**
Motion confirming the Mayor's nomination of, and appointing, Dr. Joe Marshall to the San Francisco Police Commission for a term of office commencing on April 30, 2004 at noon, with the term ending to be determined by lot. Mayor presented. RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED ORDINANCES

- 040217 [Settlement of Lawsuit - Pacific Bell Telephone Company and SBC Communications, Inc.]**
Ordinance authorizing settlement of the lawsuit filed by the City and County of San Francisco against Pacific Bell Telephone Company and SBC Communications, Inc., and a related law suit filed by Pacific Bell Telephone Company against San Francisco, for a payment to the Airport in the amount of \$4,057,204.26, and for a payment to the Department of Administrative Services of 20% of Pacific Bell's revenues from the sale of pre-paid calling cards with the San Francisco City Seal in 2003 and 2004, and on certain other terms; and approving the settlement agreement; the lawsuits were filed on December 19, 2002 and December 20, 2002, in San Francisco County Superior Court, Case Nos. 415-918 and 415-996; and respectively entitled City and County of San Francisco v. Pacific Bell Telephone Company and SBC Communications, Inc., and Pacific Bell Telephone Company v. City and County of San Francisco. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

040218 [Settlement of Lawsuit - Armstrong, et al., (Victor Humphrey)]

Ordinance authorizing settlement of the lawsuit filed by Victor Humphrey against the City and County of San Francisco for \$27,500.00; the lawsuit was filed on July 9, 2001 in United States District Court, Northern District, Case No. C01-2611; entitled Armstrong, et al., v. City and County of San Francisco, et al. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

040219 [Administrative Code Revision: Health Service System]

Ordinance amending Chapter 16, Article XV, of Part I of the San Francisco Municipal (Administrative) Code by amending Section 16.703 regarding Board approval of Health Service System Plans and Contribution Rates. (Human Resources Department) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

040220 [Settlement of Lawsuit - Francisco Rivero and Pacific Interment Co., et al.]

Ordinance authorizing settlement of the lawsuit filed by Francisco Rivero and Pacific Interment Co. against the City and County of San Francisco for \$1,700,000, which includes payment of a total of \$52,000 in punitive damages; the lawsuit was filed on September 9, 1993 in the United States District Court, Case No. C93-3383; entitled Francisco Rivero and Pacific Interment Co., et al., v. City and County of San Francisco, et al. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

040216 [Accept and Expend Grant]

Resolution authorizing the Sheriff's Department to accept and expend a grant in the amount of \$30,000 from the Zellerbach Family Foundation for providing a family literacy program for women prisoners in the county jail. (Sheriff) Supervisor Duffy presented. RECEIVED AND ASSIGNED to City Services Committee.

Board Minutes for February 10, 2004 approved.

Requests Granted

From: Supervisor McGoldrick

To: City Attorney

Requesting/Inquiring: To draft an ordinance that provides for preferences in bidding on City contracts for companies that do not outsource jobs to operations outside of the United States. It also should require all contractors with the City to report where their workers are located, including locations of workers for any portion of work that is subcontracted. In addition, it should forbid companies contracting with the City from sending private information entrusted to the City to operations outside of the United States.

From: Supervisor Daly

To: Director, Planning Department

To: Planning Commission

Requesting/Inquiring: To draft amendments to Chapter 31 that require the Planning Commission and Planning Department to complete and certify environmental review on an area plan prior to completing and certifying individual environmental review, provided that:

1. Zoning alternatives have been identified by Planning staff/Commission;
2. Statutory and categorical exemptions remains exempt from the requirement;
3. Environmental documents certified prior to the zoning alternatives remain valid and certified.

From: Supervisor Sandoval

To: Director, Department of Parking and Traffic

Requesting/Inquiring: Requesting the removal of the commercial parking spaces in front of 4627 Mission Street and adjacent businesses.

In Memoriams

James Robinson (Supervisor Dufty)

Effie Kuriloff (Supervisor Dufty)

Michael Tamony (Supervisor Hall)

Ted Worm (Supervisor Hall)

Simon Corry (Supervisor Hall)

Miyuki Oka (Supervisors McGoldrick, Ma)

Lillian Baldassari (Supervisor Peskin)

BOARD of SUPERVISORS



City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Tel. No. 554-5184
TDD No. 554-5227

Legislation Introduced
Including All Off-Calendar Items
March 16, 2004

OFF-AGENDA LEGISLATION

DOCUMENTS DEPT.

MAR 23 2004

SAN FRANCISCO
PUBLIC LIBRARYIntroduced by Supervisors or MayorOrdinances**040318 [Amending Domestic Partnership requirements]**

Ordinance amending Chapter 62 of the Administrative Code by amending the statement of purpose in Section 62.1; amending Sections 62.2(d), 62.3(b) and 62.5(b) to remove a waiting period for certain domestic partnerships; amending Sections 62.3(a)(2) and 62.10(a) relating to Retirement System requirements; repealing Section 62.3(c) to eliminate a residency requirement; amending Section 62.6(a) to expand the rights and duties of domestic partners; adding Section 62.11 to clarify the Board of Supervisors' authority to amend domestic partnership legislation; adding Section 62.12 to add a severability provision; and adding Section 62.13 to ratify and approve domestic partnerships between certain non-residents. Supervisor Ammiano presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

040321 [Settlement of Lawsuit - United Air Lines, Inc., et al.]

Ordinance authorizing settlement of the lawsuit filed by the City and County of San Francisco, acting by and through its Airport Commission against United Air Lines, Inc., for the payment to the Airport of environmental clean-up costs and agreement of a percentage allocation for future clean-up costs with regard to City and County of San Francisco v. ARCO et al., Case No. C-97-2965 MMC (N.D. Cal.); and for the settlement of an unlitigated claim between the Airport, on the one hand, and United Air Lines, Inc. and United Cogen, Inc., on the other hand regarding an early assumption by United of its Airport leases and other agreements with regard to In re UAL Corporation, et al., Debtors, Case No. 02-4819, United States Bankruptcy Court for the Northern District of Illinois, Eastern Division. Supervisor Daly presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

040322 [Mayor's Budget Director may waive payment of part of the cost of additional police services, including the administrative overhead charge.]

Ordinance permitting the Mayor's Budget Director to waive, in writing, part of the cost of additional police services, including the administrative overhead charge. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Budget Committee.

040324 [Require that adult entertainment uses are no less than 1000 feet from schools, child care facilities and playgrounds]

Ordinance amending sections 221, 790.36 and 890.36 of the Planning Code to provide that, where permitted, adult entertainment uses must be no less than 1000 feet from public and private schools, child care facilities and Recreation and Parks department children's playgrounds, and making findings of consistency with the priority policies of Planning Code Section 101.1 and the General Plan. Supervisor Hall presented. ASSIGNED UNDER 30 DAY RULE to Land Use Committee.

040343 [Taxi Legislation]

Ordinance amending Sections 1076, 1081, 1121, and 1148.1 of the Police Code to state a test, measured in cumulative hours per year, for satisfying the driving requirement imposed on taxicab and ramped taxi permitholders; to authorize modification of that cumulative hours test to accommodate disabled permitholders; to increase the number of years of driving required of permit applicants to qualify for a taxicab or ramped taxi permit; to require that the City provide notice to permit applicants and taxi drivers of the driving required to qualify for a taxicab or ramped taxi permit; and to require color scheme permitholders to post a similar notice and maintain records of the driving performed by drivers affiliated with the color scheme. Supervisors Daly, Ma presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

Resolutions

040319 [MTA Workers' Compensation Administration Contract Award]

Resolution authorizing the Director of Transportation to award a contract to Sedgwick Claims Management Services for Workers' Compensation Third Party Claims Administration, not to exceed \$3.183 million in the first year and adjusted annually by formula for four subsequent years, with the option of three one-year extensions to be exercised at the sole discretion of the MTA. Mayor presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

040320 [Interdepartmental jurisdictional transfer of the Geneva Office Building and Powerhouse]

Resolution transferring jurisdiction over the Geneva Office Building and Powerhouse, located at the corner of Geneva Avenue and San Jose Avenue, from the Municipal Transportation Agency to the Recreation and Park Commission for recreational uses; adopting findings pursuant to the California Environmental Quality Act; and adopting findings that the transfer of jurisdiction is consistent with the City's General Plan and the Eight Priority Policies of Planning Code Section 101.1. Supervisor Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040323 [Develop, implement, and evaluate selected training programs for clinical and related professionals]

Resolution authorizing the San Francisco Department of Public Health, Community Health Network of San Francisco, Laguna Honda Hospital (CHN, LHH) to enter retroactively into an agreement which includes an indemnification clause, with The Board of Trustees of the Leland Stanford Junior University (STANFORD), the primary contractor, and expend funds in the amount of \$7,500 for research services, for the period of July 1, 2003 to June 30, 2004. Supervisor Hall presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040329 [Conditional approval of an historical property contract for 690 Market Street - The Chronicle Building]

Resolution under Chapter 71 of the San Francisco Administrative Code, conditionally approving an historical property contract between 690 HTC LLC and 690B LLC, the owners of conditional landmark No. 243 at 690 Market Street and the City and County of San Francisco, conditionally authorizing the Director of Planning and the Assessor to execute the historical property contract. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

040330 [California Stem Cell Research and Cures Initiative]

Resolution endorsing The California Stem Cell Research and Cures Initiative, a measure for the November 2004 statewide ballot, which will both support important scientific research and create jobs in California. Supervisors Alioto-Pier, Maxwell, Duffy presented. RECEIVED AND ASSIGNED to City Services Committee.

040334 [Local Vehicle License Fee Restoration]

Resolution urging the California State Legislature to pass legislation to allow local governments to obtain voter approval to restore the Vehicle License Fee. Supervisors Peskin, Duffy, Ammiano, Maxwell, McGoldrick, Alioto-Pier presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

040338 [Recognizing the memory of the legendary San Francisco Entertainer Sylvester]

Resolution recognizing the historic performance by Sylvester at the San Francisco Opera House on March 11, 1979 and commend those who will use their political, spiritual and performing arts gifts on March 22, 2004 at the Herbst Theatre in the San Francisco War Memorial Performing Arts Center to donate funds and raise the consciousness of the community in the fight against the AIDS pandemic in Africa by proclaiming March 22, 2004 as SYLVESTER Day in the City and County of San Francisco. Supervisor Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040339 [Accept-Expend State Grant]

Resolution authorizing the Office of Emergency Services to accept and expend a grant in the amount of \$23,322 from the California Governor's Office on Service and Volunteerism for the Neighborhood Emergency Response Team Program. Supervisor Alioto-Pier presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040340 [Opposing Section 484(r) of the Higher Education Act]

Resolution opposing Section 484(r) of the Higher Education Act. Supervisors Gonzalez, Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040342 [Commending the California High Speed Rail Authority]

Resolution commending the California High Speed Rail Authority as they begin their statewide public hearing process to finalize the EIR/EIS process. Mayor, Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040345 [Possible Removal and Replacement of the Vaillancourt Fountain in Justin Herman Plaza]

Resolution urging the Recreation and Park Department and the Arts Commission, in consultation with the City Attorney's Office, the Port Commission and the Department of Public Works, to consider the possible removal and replacement of the Vaillancourt Fountain from Justin Herman Plaza with alternative works of art or public areas and to explore possible funding sources for such removal and replacement. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Hearings

040325 [Mayor's Policy Instructions]

Requesting a hearing to take testimony on the directions given to City departments in the document produced by the Mayor's Budget Office entitled "Mayor's Policy Instructions." Supervisor Sandoval presented. RECEIVED AND ASSIGNED to Budget Committee.

040326 [Controller's Three Year General Fund Budget Projection]

Requesting a hearing to receive information on the Controller's Three-Year General Fund Budget Projection, from Fiscal Year 2004-05 through Fiscal Year 2006-07. Supervisor Sandoval presented. RECEIVED AND ASSIGNED to Budget Committee.

040327 [Closing the Budget Deficit]

Requesting a hearing to receive an update from the Mayor's Budget Office about ongoing efforts to close the projected budget deficit for Fiscal Year 2004-05. Supervisor Sandoval presented. RECEIVED AND ASSIGNED to Budget Committee.

040328 [Proposition C Implementation - City Services Auditor]

Hearing on the Controller's plans for implementation of the provisions of Proposition C, establishing a City Services Auditor, passed by the voters in November 2003. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Rules Committee.

040335 [Office of the Clerk of the Board's Succession, Knowledge, Management and Workforce Plan]

Hearing on the Office of the Clerk of the Board's Succession, Knowledge, Management and Workforce Plan. Supervisor Duffy presented. RECEIVED AND ASSIGNED to City Services Committee.

040336 [Proposition H Implementation]

Hearing of the Joint City/School Board Committee to consider Proposition H implementation planning efforts of the Board of Education and the First Five Commission. Supervisor Ammiano presented. RECEIVED AND ASSIGNED to City and School District Select Committee.

040344 [Ryan White CARE Act Funding FY 2004-2005]

Hearing to consider the impacts of Ryan White CARE Act funding reductions in the Fiscal Year 2004-2005, and discuss the development of a supplemental appropriation. The hearing will address the following issues: (1) Actions of the HIV Health Services Planning Council to prioritize funding; (2) Implementation of Planning Council prioritization by DPH; (3) Service impacts to local residents; (4) Marin and San Mateo County funding levels; (5) Efforts of our federal representatives to restore funding; (6) Using Medi-Cal to ensure that CARE funding is used as the funding of last resort; (7) Reducing administrative costs; (8) Whether elimination of services such as transportation, decentralized dental care, outpatient substance abuse, childcare, treatment adherence, legal and immigration assistance and complementary therapies are sound public policy. Supervisor Daly presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

Motions

040317 [Needle Exchange Emergency]

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program. Supervisors Ammiano, Daly, Peskin, McGoldrick, Maxwell, Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040331 [Adopting the mitigated negative declaration approved for 8 Washington Street]

Motion adopting the negative declaration issued for 8 Washington Street and affirming the decision by the Planning Commission to issue a mitigated negative declaration for the proposed project located at 8 Washington Street. (Clerk of the Board) . SCHEDULED FOR PUBLIC HEARING.

040332 [Disapproving the mitigated negative declaration issued for 8 Washington Street]

Motion disapproving the decision by the Planning Commission to issue a mitigated negative declaration for the proposed project located at 8 Washington Street. (Clerk of the Board) . SCHEDULED FOR PUBLIC HEARING.

040333 [Preparation of findings to disapprove the mitigated negative declaration issued for 8 Washington Street]

Motion directing the Clerk of the Board to prepare findings disapproving the decision by the Planning Commission to issue a mitigated negative declaration for the proposed project located at 8 Washington Street. (Clerk of the Board) . SCHEDULED FOR PUBLIC HEARING.

040337 [Establishing Joint City and School District Select Committee]

Motion establishing a Joint City and School District Select Committee. Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to Rules Committee.

040341 [Amending Board Rules to allow the President to appoint 3-5 members to Board Committees]

Motion amending Rules 5.1, 5.12, 5.26 and 5.38 of the Rules of Order of the Board of Supervisors to allow the President of the Board of Supervisors to appoint at least three, and no more than five, members to each Committee of the Board of Supervisors. Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED ORDINANCES

040230 [Conforming with official street name change - Cesar Chavez Street]

Ordinance amending Sections 174.04 and 174.13 of the San Francisco Traffic Code, pertaining to speed limits on Cesar Chavez Street. (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Land Use Committee.

040261 [Settlement of Lawsuit - Laura Bianchi]

Ordinance authorizing settlement of the lawsuit filed by Laura Bianchi against the City and County of San Francisco for \$70,000; the lawsuit was filed on August 14, 2003 in San Francisco Superior Court, Case No. 03-423459; entitled Laura Bianchi v. City and County of San Francisco, et al. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

040226 [Sale of Surplus Property at 107 24th Avenue]

Resolution authorizing the sale of surplus City-owned real property located at 107 24th Avenue (Block 1334, Lot 1); adopting findings that the sale is exempt from Environmental Review and is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; and authorizing the Director of Property to proceed with its sale at public auction. (Real Estate Department) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

040227 [Construct retaining walls in public right-of-way to provide for parking garage driveway and level entry to a new resident at 719 Peru Avenue]

Resolution granting revocable permission to Alan Tran to occupy a portion of the street area along Peru Avenue for the purpose of constructing and maintaining retaining walls in order to provide for a parking garage driveway and a level entry to a new building at 719 Peru Avenue (Assessor Block 5943, Lot 024). (Public Works Department) . RECEIVED AND ASSIGNED to Land Use Committee.

040228 [Construct retaining walls in public right-of-way to provide for a parking garage driveway and level entry to a new resident at 715 Peru Avenue]

Resolution granting revocable permission to Robert C. M. & Lori O. W. Chiang to occupy a portion of the street to construct retaining walls in public right-of-way in order to provide for a parking garage driveway and a level entry to a new resident at 715 Peru Avenue (Block 5943, Lot 025). (Real Estate Department) . RECEIVED AND ASSIGNED to Land Use Committee.

040229 [Contracting out laundry services at S.F. General Hospital]

Resolution concurring with the Controller's certification that the laundry services can be performed for the Department of Public Health, San Francisco General Hospital by a private contractor for a lower cost than similar work performed by City and County employees. (Public Health Department) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

040239 [Extending provisional appointments]

Resolution approving extension to June 30, 2005 of provisional appointments of employees in classifications 0922 Manager I, 0923 Manager II, 0931 Manager III, 0932 Manager IV, 0933 Manager V, 0941 Manager VI, 0942 Manager VII, 0943 Manager VIII, 1237 Training Coordinator, 1410 Chief Clerk, 1842 Management Assistant, 2998 Representative, Commission on Status of Women, 3280 Assistant Recreation Director, 3284 Recreation Director, 4321 Cashier 2, 5278 Planner 2, 5283 Planner 5, 5293 Planner 4, 5608 Senior Energy Specialist, 7334 Stationary Engineer, and 9343 Roofer, and H-30 Captain (Fire Department). (Human Resources Department) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

040259 [Settlement of Claim - Weston Ngo]

Resolution approving the settlement of the unlitigated claim filed on October 8, 2003 by Fire Insurance Exchange as subrogees for Weston Ngo against the City and County of San Francisco in the amount of \$50,000.00. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

040260 [Settlement of Claim - Suzanna Hernandez]

Resolution approving the settlement of the unlitigated claim filed on October 8, 2003 by Fire Insurance Exchange as subrogees for Suzanna Hernandez against the City and County of San Francisco in the amount of \$50,000.00. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

040262 [Mayor's Summer Food Service Program]

Resolution authorizing the Department of Children, Youth, and Their Families to accept and expend a grant in the amount of \$599,215 from the United States Department of Agriculture for the 2004 Mayor's Summer Food Service Program. (Mayor) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

In Memoriams

Bernie Rush (Entire Board)
Frank Cruz (Supervisors Ammiano, Dufty)
Elizabeth Torlakson (Entire Board)
Carol Ann Arieff (Supervisor Gonzalez)
Kevin Fatooh (Supervisors Hall, McGoldrick, Dufty)
Angela Cain (Supervisors Ma, Maxwell)
Elizabeth Jehl (Supervisors Ma, Hall)
Mark Darrell Redwood (Supervisor Maxwell)

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TDD No. 554-5227

**Legislation Introduced
Including All Off-Calendar Items
March 23, 2004**

OFF-AGENDA LEGISLATION

DOCUMENTS DEPT.

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Introduced by Supervisors or Mayor

Ordinances

- 040361 [To appropriate settlement funds to fund the development costs associated with the San Francisco Electrical Reliability Project]**
Ordinance appropriating \$2,666,667 of fund balance from the Hetch Hetchy estimated revenues from the litigation settlement against The Williams Companies, Inc. and Williams Marketing Energy Marketing & Trading Company to the San Francisco Electrical Reliability Project for fiscal year 2003-04. Appropriated funds will facilitate the development costs related to the City power plants. Mayor presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.
- 040362 [To appropriate funding to Modification No.12 to Contract No.309 with ANSALDOBREDA (Breda),and related consultant and administrative costs for the Municipal Transportation Agency]**
Ordinance appropriating \$12,275,000 of fund balance to fund Modification No. 12 to Contract No. 309 with ANSALDOBREDA (Breda) and for related consultant and administrative costs as part of the Muni Light Rail Vehicles (LRV) Procurement Program. Funding is provided from proceeds of a recently completed Breda lease-lease back transaction. The MTA adopted Resolution No. 04-016 approving a spending plan for Muni's Breda LRV modification program, with an emphasis on operational and passenger safety security enhancements for fiscal year 2003-04. Mayor presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.
- 040363 [To appropriate funding from Department of Building Inspection]**
Ordinance appropriating \$1,290,592 from Department of Building Inspection fund balance to reimburse the City for General Fund expenditures on long range planning in fiscal years 1997-98 and 1998-99, and to use the reimbursement to offset a shortfall in fiscal year 2003-04 budgeted revenue at the City Planning Department, and to enable the department to complete environmental reviews related to the Eastern Neighborhoods Initiative and the Rincon Hill Project. Mayor presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.
- 040365 [Planning Code amendment to delete the requirement that changes in use to a retail coffee store or pharmaceutical and personal toiletries use are subject to the notification and review procedures of Section 312]**
Ordinance amending Planning Code Section 312 to delete the requirement that a change in use to a retail coffee store, as defined in Planning Code Section 790.102(n), or to a pharmaceutical and personal toiletries use, as defined in Planning Code Section 790.102(c), or the addition of a prescription drug service where none previously existed within 3 years of an application for an addition, be subject to the notification and review procedures of Section 312, and making findings of consistency with the priority policies of Planning Code Section 101.1 and the General Plan. Supervisor Gonzalez presented. ASSIGNED UNDER 30 DAY RULE to Land Use Committee.

040366 [Conditionally Designate 690 Market, the Chronicle Building, as a Landmark Under Planning Code Article 10]
Ordinance Conditionally Designating 690 Market, the Chronicle Building, As Landmark No. 243 Pursuant To Article 10, Sections 1004 And 1004.4 Of The Planning Code. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Land Use Committee.

Resolutions

040345 [Possible Removal and Replacement of the Vaillancourt Fountain in Justin Herman Plaza]
Resolution urging the Recreation and Park Department and the Arts Commission, in consultation with the City Attorney's Office, the Port Commission and the Department of Public Works, to consider the possible removal and replacement of the Vaillancourt Fountain from Justin Herman Plaza with alternative works of art or public areas and to explore possible funding sources for such removal and replacement. Supervisor Peskin presented. REFERRED to City Services Committee.

040364 [Municipal Transportation Agency Contract No. CS-103 with Booz Allen & Hamilton Inc.]
Resolution authorizing the Municipal Transportation Agency to enter into Amendment No. 4 to Municipal Railway Contract No. CS-103 with Booz Allen & Hamilton Inc., for further engineering services through closeout of MUNI's Light Rail Replacement Program, for (1) further consulting services through closeout of MUNI's light rail vehicle replacement program, (2) a contract increase not to exceed \$1,500,998, for a total contract amount not to exceed \$17,223,352; and (3) a contract extension through December 31, 2007. Mayor presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

040373 [Public Defender Requisition Request]
Resolution granting the Office of the Public Defender's Requisition #PE4018/1074384. Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to Budget Committee.

040374 [Accept - Expend Federal Grant]
Resolution authorizing the San Francisco Port Commission to accept and expend a federal grant in the amount of \$450,000.00 from the Federal Transportation Security Administration to enhance facility and operational security at the Port's cargo terminal at Pier 80. Supervisor Alioto-Pier presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040375 [Parking Regulations at Various Locations on California Street]
Resolution enacting and rescinding parking regulations at various locations.

TOW-AWAY NO PARKING (6AM - 6 PM EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS) - ESTABLISH
California Street, north side, from 182 feet to 222 feet west of 32nd Avenue (40 foot zone).

PERPENDICULAR (90-DEGREE ANGLE) PARKING - RESCIND
California Street, north side, from 100 feet to 182 feet west of 32nd Avenue.

ANGLE (45-DEGREE ANGLE) PARKING - ESTABLISH
California Street, north side, from 100 feet to 182 feet west of 32nd Avenue (6 spaces).

COMPACT ONLY PARKING - ESTABLISH
California Street, north side, from 75 feet to 182 feet west of 32nd Avenue (7 spaces). Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Land Use Committee.

040377 [Commending Senior Deputy Fabian Brown]
Resolution commending Senior Deputy Fabian Brown for her outstanding public service in City Hall on March 22, 2004. Supervisor Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040378 [Opposition to Budget Cuts to Higher Education]
Resolution urging Governor Schwarzenegger and State Legislators to provide College Access for All Californians by opposing Budget Cuts to Higher Education. Supervisor Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 040379 [Voter Education Regarding Instant Runoff Voting]**
Resolution urging the Department of Elections and Elections Commission to immediately begin voter education and outreach regarding the use of instant runoff voting for the November 2004 election. Supervisor Gonzalez presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 040380 [Accept-Expend Corporate Grant]**
Resolution authorizing the Department of the Environment to accept and expend a grant in the amount of \$50,000 from the Pacific Gas and Electric Company to support the development of a hydrogen fueling infrastructure in the City and County of San Francisco. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 040381 [Accept-Expend Foundation Grant]**
Resolution authorizing the Department of the Environment to accept and expend a grant in the amount of \$25,000 from the Richard and Rhoda Goldman Fund to support the development of a hydrogen fueling infrastructure in the City and County of San Francisco. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 040382 [Fairness and Safety for Employees in San Francisco Residential Buildings]**
Resolution supporting the Service Employees International Union, Local 1877, in their efforts to maintain and improve standards for residential building service workers and the quality of service in San Francisco's residential buildings, and to call on Frank and Walter Lembi to re-establish the high quality, family-supporting jobs at Nob Hill Towers. Supervisors Peskin, Ammiano, Daly, Gonzalez presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 040383 [Revenue Bonds - ABAG Finance Authority]**
Resolution recommending approval of the issuance and sale of revenue bonds by the ABAG Finance Authority for Nonprofit Corporations in an aggregate principal amount not to exceed \$30 million for the improvement, including seismic safety improvements, to two buildings located at 690 Market (Assessor's Block 0311, Lot 006) and 938-942 Market Street (Assessor's Block 341, Lot 005) (collectively, the "Buildings"), and making findings. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 040384 [Municipal Transportation Agency Contract Modification No. 12 with ANSALDOBREDA S.p.a]**
Resolution authorizing the Municipal Transportation Agency to enter into Contract Modification No. 12 with ANSALDOBREDA S.p.a for (1) completion of the video surveillance retrofit on 87 light rail vehicles; (2) design, testing and installation of an emergency brake acceleration limiting device on 151 vehicles; (3) overhaul of the brake system on 23 vehicles, plus two options for up to 30 additional vehicles each; (4) funding for spare parts and repair of damaged vehicles; and (5) modification of the delivery schedule, payment schedule, warranty provisions, and other terms and conditions of the contract to address the new work; all in an amount not to exceed \$9,148,576, and for a total contract amount not to exceed \$407,155,455. Mayor presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.
- 040386 [Dolores Huerta Reappointment]**
Resolution supporting the reappointment of Dolores Huerta to the University of California Board of Regents. Supervisors Sandoval, Ammiano, Alioto-Pier, Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 040387 [Commending William Breall]**
Resolution commending William Breall for his tireless efforts to improve the health of San Franciscans through both research and teaching, his promotion of Jewish community services, and for extending his talents to other neighborhood projects. Supervisor Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

- 040388 [Department of City Planning 2004-05 Work Program and Efficiency Plan]**
Hearing to consider proposed 2004-05 work program and efficiency plan of the Department of City Planning. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Land Use Committee.

040369 [Labor Negotiations]

Closed session hearing to consider the progress of labor negotiations between the City and County of San Francisco and affected bargaining units. Supervisor Daly presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

040370 [S.F. Police Department's Arrests of Protesters]

Hearing on the San Francisco Police Department's arrests of protesters during the recent demonstrations marking the anniversary of the U.S. invasion of Iraq. Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to City Services Committee.

040371 [Investigate practices at the UCSF]

Hearing to investigate practices at the UCSF in San Francisco, including prioritizing wealthy donors for cardiology care and prioritizing executive increases over low-wage workers. Supervisor Daly presented. RECEIVED AND ASSIGNED to City Services Committee.

040372 [Recreation and Parks Department Fees]

Hearing to discuss increases in fees charged for use of Recreation and Parks Department. Supervisors Dufty, Hall presented. RECEIVED AND ASSIGNED to City Services Committee.

040376 [San Francisco's grievance procedures]

Hearing on the City and County of San Francisco's grievance procedures. The response to the following questions are the primary focus of this hearing: (1) Who pays for the resolution of grievances?; (2) Who reviews payments?; (3) When do settlements come to the Board of Supervisors?; (4) Out of what line item does a department pay settlements?; (5) What is the role of the City Attorney, Human Resources and each individual department?. Supervisor Sandoval presented. RECEIVED AND ASSIGNED to Budget Committee.

040385 [Department of Aging and Adult Services Budget]

Request for hearing on the budget of the City and County of San Francisco's Department of Aging and Adult Services. Specifically, to discuss the budget after the cuts required by the Mayor's Office and describe the budget of this department if a 15% overall cut was imposed. Supervisor Sandoval presented. RECEIVED AND ASSIGNED to Budget Committee.

Motion

040367 [Board Off-site Meetings]

Motion ordering the City and School District Select Committee meetings of the Board of Supervisors be held at the Irving G. Breyer Board Meeting Room, Board of Education, 555 Franklin Street, First Floor, San Francisco, on Monday, May 3; Monday, July 12; Monday, September 13; and Monday, November 8, 2004 at 4:00 p.m. and directing the Clerk of the Board to prepare the proper notices and postings. Supervisor Ammann presented. RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED ORDINANCES

PROPOSED RESOLUTIONS

040269 [John Muir Drive Declaration of Emergency]

Resolution declaring a public emergency at John Muir Drive as a result of the unstable conditions caused by heavy rains and directing and authorizing the Director of the Department of Public Works to take necessary measures in the most expeditious manner to protect the health, welfare and property of the citizens of the City and County of San Francisco. (Public Works Department) . RECEIVED AND ASSIGNED to City Services Committee.

040306 [Grant of Regional Funds]

Resolution authorizing the Municipal Transportation Agency to accept and expend \$191,205 of State Traffic Systems Management funds for Municipal Railway Transit Signal System Preemption Projects, excluding Administrative Overhead costs. (Municipal Transportation Agency) . RECEIVED AND ASSIGNED to Land Use Committee.

Clerk to Act – March 23, 2004

Board Minutes for February 24, 2004 approved.

In Memoriams

Betty White (Supervisor Alioto-Pier)

Jose'e Andrei (Supervisor Gonzalez)

Beatrice L. Dunbar (Supervisor Maxwell)

Brian Maxwell (Supervisors Peskin, Gonzalez)

Frank Cruz (Supervisor Sandoval)

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Ordinances

040411 [Waiving, for 2004, the May 1 deadline for enterprise department budget submittal]

Ordinance amending Section 3.3 of the San Francisco Administrative Code to waive, for 2004, the May 1 deadline for the Mayor to submit to the Board of Supervisors the proposed budgets for the enterprise departments of the City and County of San Francisco. Supervisor Sandoval presented. RECEIVED AND ASSIGNED to Budget Committee.

031991 [Work Practices for Lead-Based Paint and Fees For Implementation of Work Practices Program Provisions Regarding Interiors]

Ordinance amending Section 3407 et seq., Section 110 Table 1-A and Section 110 Table 1-P of the San Francisco Building Code to regulate work that disturbs or removes lead-based paint in the interior of pre-1979 buildings that are in Group E3, R1 or R3 occupancy classification, as well as, the exterior of pre-1979 buildings and all steel structures; establish performance standards for work that disturbs or removes lead-based paint in the interior and exterior of such buildings and steel structure; conform the process for assessing administrative penalties with that for the issuance of an Order of Abatement, to provide a surcharge fee for alteration permits sought for buildings classified as R3 and E3 that were constructed prior to 1979 to implement the lead interior safe work practices provisions of Section 3407 et seq., to provide a surcharge license fee for apartment houses and hotels constructed prior to 1979, other than those operating only as tourist hotels, to implement the lead interior safe work practices provisions of Section 3407 et seq., and to make findings in accordance with California Health and Safety Code Section 17958.5 as to the local climatic, topological and geological reasons for amending the State Building Code. Supervisor Peskin presented. ASSIGNED to City Services Committee.

030244 [Funding for the Municipal Transportation Agency for capital projects.]

Ordinance appropriating \$35,506,484 of Breda lease-leaseback revenue to provide funding for capital projects addressing service reliability, accessibility improvements, safety improvements, facility modifications, environmental enhancements, and capacity expansion as identified by the Municipal Transportation Agency for fiscal year 2002-03. (Mayor). ASSIGNED to Finance and Audits Committee.

040403 [Confirming the appointment of Ann Blumlein Lazarus to the San Francisco Port Commission]

Resolution confirming the appointment of Ann Blumlein Lazarus to the San Francisco Port Commission. Mayor presented. RECEIVED AND ASSIGNED to Rules Committee.

040404 [Sheriff Nonprofit Charter School]

Resolution ratifying creation and continued operation of a nonprofit corporation by the Sheriff's Department to organize and operate a charter school on the premises of City-owned and operated jail facilities. Supervisor Gonzalez presented. ADOPTED.

040412 [Accept-Expend State Grant]

Resolution authorizing the Chief of Police for the City and County of San Francisco to accept and expend grant funds made available through the California Office of Traffic Safety for a project entitled OTS - "Avid the 2". Supervisors Duffy, Ma presented. RECEIVED AND ASSIGNED to City Services Committee.

040413 [Central Freeway Alternative Configurations]

Resolution urging the Governor to postpone future retrofits of the Central Freeway deck and to commit the State to participate in a study of alternative future configurations for the Central Freeway. Supervisors Ammiano, Duffy presented. RECEIVED AND ASSIGNED to Land Use Committee.

040418 [Urging City Departments to investigate the viability of Jim Reid's Shelter-One house for use as a model homeless shelter]

Resolution urging the Mayor's Office of Homelessness, the Department of Building Inspection, and the Planning Department to investigate the viability of using Jim Reid's Shelter-One (the smallest house in San Francisco) as a potential homeless shelter in a test pilot project. Supervisor Gonzalez presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040419 [Public Safety Telecommunicators Week]

Resolution recognizing the hard work and dedication of our public safety professionals and declaring April 11, 2004 through April 17, 2004 as "Public Safety Telecommunicators Week" in the City and County of San Francisco. Supervisors Ma, Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040420 [Supporting statewide ballot initiative]

Resolution supporting a statewide ballot initiative to require voter approval before state government may take local tax funds. Supervisors Maxwell, Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040421 [Supporting AB 2146]

Resolution urging the California State Legislature to support AB 2146, legislation to extend the season for dungeness crab fishing in the San Francisco Bay, and limiting the number of traps allowed on each vessel. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040422 [In Home Supportive Services (IHSS)]

Resolution supporting In Home Supportive Services (IHSS) providers, seniors and people with disabilities and opposing proposed state funding reductions. Supervisors Sandoval, Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040423 [Authorizing DHS to request an ABAWD Waiver from the State Department of Social Services]

Resolution authorizing the Department of Human Services to request an ABAWD Waiver from the State Department of Social Services. Supervisor Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040417 [Declaration of Election Results]

Resolution declaring the results of the March 2, 2004 Consolidated Primary Election. Supervisor Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

040401 [Performance and Service Hearings on various Departments]

Hearing on how various City departments can provide services with greater efficiencies from the following agencies and offices: 1) Aging and Adult Services; 2) Assessor-Recorder; 3) Department of Children, Youth and their Families; 4) Clerk, Board of Supervisors; 5) Controller's Office; 6) Housing Authority; 7) S.F. Public Library; 8) Department of Parking and Traffic; 9) Recreation and Parks Department; and 10) Treasurer-Tax Collector's Office. Supervisor Hall presented. RECEIVED AND ASSIGNED to City Services Committee.

040405 [St. Anthony Dining Room Guest Survey Report]

Hearing about the major findings of the St. Anthony Dining Room Guest Survey Report, the recent 20% increase in the number of guests at St. Anthony's in the first 3 months of 2004, and the general increase in the number of people visiting the City's soup kitchens and food pantries. Supervisor Daly presented. RECEIVED AND ASSIGNED to City Services Committee.

040406 [City Department's Pooled Vehicles and Car-sharing]

Hearing to consider the Controller's recommendations regarding use of pooled vehicles and car-sharing by City departments. Supervisor Ammiano presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

040407 [S.F. Fire Department Audit]

Hearing to consider the Controller's report on the audit of the San Francisco Fire Department. Supervisor Sandoval presented. RECEIVED AND ASSIGNED to Budget Committee.

040408 [Proposed Civilian positions in the S.F. Police Department]

Hearing to consider the report on the proposed civilian positions in the S.F. Police Department. Supervisor Sandoval presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

040409 [Fiscal Year 2004-2005 Budget Updates]

Hearing to consider budget updates from the Mayor, Controller, Budget Analyst, Legislative Analyst and City Departments for the 2004-2005 fiscal year. Supervisor Sandoval presented. RECEIVED AND ASSIGNED to Budget Committee.

040410 [641 27th Avenue Building Permits]

Hearing on the building permits issued for 641 27th Avenue and the issue raised in issuing such permits. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Land Use Committee.

040415 [Develop a plan for SFUSD Buses to drop off school children at Recreation & Park facilities]

Hearing to develop a plan for San Francisco Unified School District buses to drop off school children at Recreation and Park facilities. Supervisor Maxwell presented. RECEIVED AND ASSIGNED to City and School District Select Committee.

040416 [Sheriff's Elections Security for 2003 Elections]

Hearing to consider the Budget Analyst's review of Sheriff's Elections Security for the October, November and December of 2003 Elections in San Francisco. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

Motions

040400 [Needle Exchange Emergency]

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program. Supervisors Ammiano, Daly, Peskin, McGoldrick, Maxwell, Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040414 [Legislative Analyst Request - Selection of consultants for projects under environmental review by the Planning Department]

Motion requesting the Office of the Legislative Analyst to provide research assistance to the Board of Supervisors regarding the selection of consultants for projects under environmental review by the Planning Department. Delineate the current selection process by the City and County of San Francisco and provide an analysis of alternative consultant selection processes utilized by other municipalities. Please include in this analysis the role of the department, the project sponsor, and interested members of the community. Supervisor Maxwell presented. ASSIGNED to Board of Supervisors.

040424 [Office of the Legislative Analyst; Budget Consideration]

Motion directing the Office of the Legislative Analyst to provide budget-related staff support to the Budget Committee and to provide a list of potential cost-saving measures resulting from this and other work to the Budget Committee for their consideration. Supervisor Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

PROPOSED ORDINANCES

040299 [Settlement of Lawsuit - Laurie, Adam, Jeremy and Caleb Peretz]

Ordinance authorizing settlement of the lawsuit filed by Laurie, Adam, Jeremy and Caleb Peretz against the City and County of San Francisco for \$82,500.00; the lawsuit was filed on December 24, 2002 in San Francisco Superior Court, Case No. 416086; entitled Peretz, et al., v. City and County of San Francisco, et al. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

040300 [Settlement of Lawsuit - Anthony Bell]

Ordinance authorizing settlement of the lawsuit filed by Anthony Bell against the City and County of San Francisco for \$75,000; the lawsuit was filed on December 23, 2002 in San Francisco Superior Court, Case No. 416-036; entitled Anthony Bell, et al., v. City and County of San Francisco, et al. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

040301 [Approval of taxicab color scheme transfers]

Ordinance amending the San Francisco Police Code, by amending Section 1125 to provide that the Taxi Commission may consider the effect on the public interest, including the impact on paratransit service, when a permit holder seeks to associate with a color scheme or to transfer the permit to another color scheme. (Taxi Commission) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

040302 [Requiring that applicants for a ramped taxi permit have completed at least 100 wheelchair pick-ups during the six months immediately preceding the Taxi Commission's hearing on the application]

Ordinance amending the San Francisco Police Code, by amending Section 1148.1, to require that applicants for a ramped taxi permit have completed at least 100 wheelchair pick-ups during the six months immediately preceding the Taxi Commission's hearing on the application. (Taxi Commission) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

PROPOSED RESOLUTIONS

040298 [Grant of Federal Funds]

Resolution authorizing the Municipal Transportation Agency to accept and expend \$1,987,000 of Federal Transit Administration Section 70 funds for the Municipal Railway's NextBus Real Time Vehicle Information project, excluding administrative overhead costs. (Municipal Transportation Agency) . RECEIVED AND ASSIGNED to Land Use Committee.

Board Minutes for March 9, 2004 approved.

Requests Granted

From: Supervisor Ammiano
To: Director, Department of Public Health
Requesting/Inquiring: Requesting justification for the proposed budget changes to Primary Care, including elimination of the Primary Care Medical Director/Chief of Service position.

From: Supervisor Maxwell
To: City Attorney
Requesting/Inquiring: To draft legislation to amend the NC-2 zoning controls on Potrero Hill to offer protections commensurate with named NC-2 districts throughout the City.

From: Supervisor Peskin
To: General Manager, Public Utilities Commission
To: Director, Department of Public Works
To: General Manager, Port
Requesting/Inquiring: To provide a report listing the quantity and nature of any encroachment permits (or similar easement permits) issued for property under your department's jurisdiction; the Department's current income from these permits (itemized, if possible); and an outline of the formula employed for determining the price for issuance of these permits on property under the department's jurisdiction.

From: Supervisor Sandoval
To: Chief, Fire Department
Requesting/Inquiring: Inquiring about problems that the department's engines have in navigating the narrow, car-filled street on the 300 block of Winding Way, and inquiring about the possible changes to on-street parking that might alleviate the problems.
Requesting the Clerk send a copy of this inquiry to:
Linda D'Avirro
317 Winding Way
San Francisco, 94112

From: Supervisor Sandoval
To: Acting Director, Recreation and Park Department
To: Isabel Wade, Chair of the Park, Recreation and Open Space Advisory Committee (PROSAC)
Requesting/Inquiring: Requesting that PROSAC investigate the possibility of using money from the Open Space Fund to purchase the vacant lot adjacent to 205 Cotter Street for use as a neighborhood park.
Requesting the Clerk send a copy of this inquiry to the following:
Acting Director
Recreation and Park Department
Golden Gate Park, McLaren Lodge
501 Stanyan Street
San Francisco, 94117

Isabel Wade
Chair PROSAC
Neighborhood Parks Council
451 Hayes Street, 2nd Floor
San Francisco, 94102

PROSAC
C/o Svetlana Karasyova, Park Planner
Recreation and Park Department
Golden Gate Park, McLaren Lodge
501 Stanyan Street
San Francisco, 94117

Sharon Eberhardt
Member, PROSAC
Recreation and Park Department
Golden Gate Park, McLaren Lodge
501 Stanyan Street
San Francisco, 94117

Nancy Barber
Member, PROSAC
Golden Gate Park, McLaren Lodge
501 Stanyan Street
San Francisco, 94117

The Short Family
205 Cotter Street
San Francisco, 94112

In Memoriams
Neil Joseph Kelly (Supervisor Hall)
Cid Corman (Supervisor Gonzalez)
William M. Tonelli (Supervisor Sandoval)
Robert Luongo (Supervisor Sandoval)

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Ordinances

- 040092 [Grading of food preparation and service establishments by Department of Public Health and posting of letter grade and inspection score cards at food preparation and service establishments]**
Ordinance amending the San Francisco Health Code by adding a new section 456 et seq. to establish letter grading system by Department of Public Health for inspection of food preparation and service establishments, requiring posting of letter grade and inspection score cards by food preparation and service establishments, and providing penalties for lack of compliance. Supervisors Daly, Ammann presented. ASSIGNED to City Services Committee.
- 040451 [City Hiring Freeze]**
Ordinance prohibiting the City from filling new or vacant positions except where the Mayor determines that certain exceptions apply, and setting an expiration date. Supervisor Sandoval presented. RECEIVED AND ASSIGNED to Budget Committee.

Resolutions

- 040440 [Airport Concession Lease]**
Resolution approving the Terminal 3 Concourse Newsstand Lease between The Paradies Shops, Inc., and the City and County of San Francisco, acting by and through its Airport Commission. Mayor presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.
- 040441 [Airport Concession Lease]**
Resolution approving the International Terminal Building Newsstands Lease between The Paradies Shops, Inc., and the City and County of San Francisco, acting by and through its Airport Commission. Mayor presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.
- 040444 [Older Americans Month]**
Resolution recognizing the month of May 2004 as Older Americans Month in San Francisco and encouraging all San Franciscans to promote and participate in activities and services that contribute to the health, welfare, and independence of older citizens. Supervisors Hall, Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 040445 [Confirming the appointment of Dr. Anita Grier to the Municipal Transportation Agency Board of Directors]**
Resolution confirming the appointment of Dr. Anita Grier to the Board of Directors of the Municipal Transportation Agency, term ending March 1, 2005. Mayor presented. RECEIVED AND ASSIGNED to Rules Committee.

- 040446 [Confirming the appointment of Peter Mezey to the Municipal Transportation Agency Board of Director]**
Resolution confirming the appointment of Peter Mezey to the Board of Directors of the Municipal Transportation Agency, term ending March 1, 2008. Mayor presented. RECEIVED AND ASSIGNED to Rules Committee.
- 040447 [Accept-Expend Federal Funding - HOME Program]**
Resolution authorizing the Mayor of the City and County of San Francisco to accept and expend a grant from the U.S. Department of Housing and Urban Development (HUD) for a total amount of \$8,804,425 which include indirect costs of \$10,000 for the HOME Program authorized under TITLE II of the National Affordable Housing Act of 1990, Public Law Number 101-625, and approving the HOME Program description as described in the 2004 Action Plan for San Francisco's Consolidated Plan. Mayor presented. RECEIVED AND ASSIGNED to Land Use Committee.
- 040448 [Accept-Expend Federal Funding - Community Development Block Grant]**
Resolution approving the 2004 Community Development Program; and authorizing the Mayor, on behalf of the City and County of San Francisco, to accept and expend the City's 2004 Community Development Block Grant (CDBG) entitlement from the U.S. Department of Housing and Urban Development, and Program Income of \$31,374,675 which include indirect costs of \$150,000, and approving expenditure schedules for recipient departments and agencies and for indirect costs. Mayor presented. RECEIVED AND ASSIGNED to Land Use Committee.
- 040449 [Federal Funding – Emergency Shelter Grants Program]**
Resolution approving the 2004 Emergency Shelter Grants Program and Expenditure Schedule; and authorizing the Mayor on behalf of the City and County of San Francisco to accept and expend a \$924,509 entitlement grant under the Emergency Shelter Grants Program from the U.S. Department of Housing and Urban Development. Supervisor Duffy presented. RECEIVED AND ASSIGNED to Land Use Committee.
- 040452 [Week of the Young Child]**
Resolution recognizing the importance of children's earliest years and the need to support early child-care programs and services, and declaring April 17, 2004 through April 24, 2004 as "Week of the Young Child" in the City and County of San Francisco. Supervisors Ma, Duffy, Alioto-Pier presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 040453 [Safety Seat Checkup Week]**
Resolution declaring April 18, 2004 through April 24, 2004 as "Safety Seat Checkup Week" in the City and County of San Francisco. Supervisors Ma, Duffy, Alioto-Pier presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 040454 [General Obligation Refunding Bonds, Series 2004-R1]**
Resolution authorizing the issuance from time to time in one or more series of not to exceed \$800,000,000 Aggregate Principal Amount of City and County of San Francisco General Obligation Refunding Bonds; approving the form and authorizing the execution of General Obligation Refunding Bonds; approving the form and authorizing the execution of Declarations of Trust; authorizing the appointment of depositories and other agents; approving the form and authorizing the execution and delivery of Escrow Agreements; approving the tax levy for repayment of the General Obligation Refunding Bonds; approving procedures for the sale and award of General Obligation Refunding Bonds; approving the form of Official Notices of Sale; authorizing the publication of Notices of Intention to Sell; approving the form of and authorizing the execution and delivery of Bond Purchase Agreements; approving the form and authorizing the execution and delivery of Continuing Disclosure Certificates; authorizing selection of underwriters; approving the form of and authorizing the distribution of Preliminary Official Statements and authorizing execution and delivery of Official Statements; approving the appointment of verification agents; approving the retention of other agents and payment of compensation to such agents; authorizing payment of costs of issuance; approving modifications to documents; ratifying actions previously taken; and granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale and delivery of said General Obligation Refunding Bonds and the refunding of certain outstanding General Obligation Bonds. Mayor presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

- 040455 [Refunding Redevelopment Agency of the City and County of San Francisco Lease Revenue Bonds, Series 1994, (George R. Moscone Convention Center)]**
Resolution approving the issuance and sale of lease revenue refunding bonds to refinance lease revenue bonds previously issued and sold by the Redevelopment Agency of the City and County of San Francisco (the "Agency"); authorizing the release of reserved monies; approving the form of a project lease between the Agency and the City and County of San Francisco (including certain indemnities contained therein); approving the form of the official statement in preliminary and final form; approving the form of the continuing disclosure certificate; approving the form of irrevocable refunding instructions; and, ratifying previous actions taken in connection therewith. Mayor presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.
- 040456 [Commending Hannah Paarlberg]**
Resolution commending Hannah Paarlberg of Balboa High School on her accomplishments in the sport of wrestling. Supervisor Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 040457 [Commending House Minority Leader Nancy Pelosi]**
Resolution commending House Minority Leader Nancy Pelosi for receiving the 2004 "Distinguished Community Health Champion" award from the National Association of Community Health Centers. Supervisors Sandoval, Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 040458 [Honoring Artist Jose Ramon Lerma]**
Resolution honoring the artistic contribution of Jose Ramon Lerma for his outstanding contribution to Bay Area abstract expressionism and his continuing work as a pioneer in the arts. Supervisor Gonzalez presented. ADOPTED.
- 040459 [Commending Rudolf Amenga-Etego]**
Resolution commending Rudolf Amenga-Etego for his growing international recognition as a pioneer in environmentally sustainable water policy and universal access to safe, affordable water. Supervisor Daly presented. ADOPTED.
- 040460 [Urging the Legislature to amend Public Utilities Code to allow local regulation of charter party carriers]**
Resolution urging the California State Legislature to support an amendment to the California Public Utilities Code that would allow a city and/or county to impose a business license fee, and adopt reasonable rules and regulations pertaining to charter party carriers operating within city and/or county jurisdictions. Supervisors Daly, Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 040461 [Commending Michael C. Healy]**
Resolution commending Michael C. Healy on his service to the Bay Area Rapid Transit District (BART) and to public transportation. Supervisor Daly presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 040471 [Supporting AB 2863]**
Resolution supporting AB 2863 and urging the California legislature to pass AB 2863 allowing for the improvement of indoor air quality in our schools. Supervisors Maxwell, Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 040472 [Supporting AB 2367, AB 2132]**
Resolution supporting AB 2367 (Chan) and AB 2132 (Reyes/Chan) and urging the California legislature to pass the two legislation allowing children in schools with Asthma easier access to their medication. Supervisors Maxwell, Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 040473 [Annual Bayview Juneteenth Festival in 2002]**
Resolution urging DPT, DPW, Police, and Fire Department to waive fees incurred by Black Diamond Dynasty for the installation of the 1st Annual Bayview Juneteenth Festival in 2002. Supervisors Maxwell, Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040474 [Proposed Changes to Section 8 Housing Policy]

Resolution urging United States Senators Dianne Feinstein and Barbara Boxer and United States Congresswoman Nancy Pelosi to oppose changes to Federal Section 8 Housing Policy. Supervisor Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040478 [Strictly Bluegrass]

Resolution urging that Warren Hellman bring Strictly Bluegrass back to Golden Gate Park. Supervisors Peskin, Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040479 [Bhopal Remembrance Day]

Resolution Declaring December 3, 2004 as Bhopal Remembrance Day. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040480 [Less Costly Pharmaceuticals]

Resolution authorizing the Department of Public Health to participate in the State Department of General Services pharmaceutical purchasing program to explore the cost benefits of participation, and further approving its participation in State Department of General Services pharmaceutical purchasing contracts that provide favorable cost benefits for the Department. Supervisors Peskin, Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040481 [Public Health Comprehensive Child Crisis Services]

Resolution authorizing the San Francisco Public Health, Community Behavioral Health, Comprehensive Child Crisis Services (SFDPH, CBH, CCCS) (Provider) to enter retroactively into an agreement which includes a mutual indemnification clause and a binding arbitration clause, with Managed Health Network, Inc. (MHN) (Primary Contractor) to provide comprehensive child crisis services at a capitated rate to MHN enrollees for a total estimated revenues of \$100,000 for the 16 month period of March 1, 2004 through June 30, 2005. Supervisors Maxwell, Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040482 [Accept-Expend State Grant]

Resolution authorizing the Mayor's Office of Criminal Justice (MOCJ) to accept and expend funds in the amount of \$2,218,010 from the State Board of Corrections, from funds made available under Senate Bill 736 – known as the Juvenile Justice Crime Prevention Act (JJCPA), for programs and approaches that have been demonstrated to be effective in reducing delinquency. Supervisors Maxwell, Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

040462 [Under-reporting or non reporting of taxes by parking facilities throughout CCSF]

Hearing to investigate under-reporting or non reporting of taxes by parking facilities throughout the City and County of San Francisco. Supervisor Sandoval presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

040463 [Mayor's Budget Cut Proposals for 2004-2005.]

Hearing to consider proposed criteria that can be used to analyze major budget cut proposals in the Mayor's budget for 2004-2005. Supervisor Sandoval presented. RECEIVED AND ASSIGNED to Budget Committee.

040464 [Citywide Bike Plan]

Hearing for the Department of Parking and Traffic, the Transportation Authority, the Planning Department and others to report on the progress and timeline of the Citywide Bike Plan Update and the completion of the Citywide Bike Network. Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to Land Use Committee.

040465 [Report on processing of write-in votes for the March 2nd election]

Hearing to receive report from the Director of the Department of Elections on the processing of write-in votes for the March 2nd election. Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to Rules Committee.

- 040466 [Randall Museum]**
Hearing to consider the finances of the Randall Museum, proposed operational changes to the Museum, and the proposed license for use prepared in the Recreation and Park Department. Specifically, to understand the rationale of the Recreation and Park Department in making these changes. Supervisors Daly, Duffy presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.
- 040467 [Ryan White CARE Act Funding]**
Hearing to review a proposal by Health Director Mitch Katz to maintain CARE funded services, and to prepare in committee and report to the Full Board of Supervisors ordinances or resolutions as may be necessary to maintain these services. Supervisors Daly, Duffy presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.
- 040468 [Taxi Drivers]**
Hearing to consider the Controller's findings pursuant to the Taxi Driver Survey related to benefits for taxi drivers; potential health plans for taxi drivers; mechanisms to apportion the costs of such plans; and related issues. Supervisor Ammiano presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.
- 040469 [Overtime Practices]**
Hearing to consider citywide policies regarding overtime pay and efforts to limit it. Supervisor Sandoval presented. RECEIVED AND ASSIGNED to Budget Committee.
- 040470 [Juvenile Justice System]**
Hearing to discuss the juvenile justice system with regard to the arrest and incarceration rates of adolescent girls; to consider the criminal justice programs serving this population, and to consider why the arrest and incarceration rates for young African American women are the highest of any California jurisdiction. Supervisors Maxwell, Duffy, Alioto-Pier, Ma presented. RECEIVED AND ASSIGNED to City Services Committee.

PROPOSED ORDINANCES

- 040305 [Parking Regulations, east side of Baker Street, from 11 feet to 64 feet north of Green Street (53-foot zone)]**
Ordinance amending San Francisco Traffic Code Section 32.6.30 to restrict parking on the east side of Baker Street, from 11 feet to 64 feet north of Green Street (53-foot zone). (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Land Use Committee.
- 040315 [Designating 2362 Market Street, the Jose Theater / Names Project building, as a Landmark Under Planning Code Article 10]**
Ordinance designating 2362 Market Street, the Jose Theater / Names Project Building, as Landmark No. 241 Pursuant to Article 10, Sections 1004 And 1004.4 Of the Planning Code. (Planning Department) Supervisor Duffy presented. RECEIVED AND ASSIGNED to Land Use Committee.
- 040389 [Unrepresented Employees]**
Ordinance fixing compensation for persons employed by the City and County of San Francisco whose compensations are subject to the provisions of Section A8.409 of the Charter, in jobcodes not represented by an employee organization, and establishing working schedules and conditions of employment and, methods of payment, effective July 1, 2004. (Mayor) . RECOMMENDED AS AMENDED.

PROPOSED RESOLUTIONS

040346 [STOP Intersections]

Resolution designating certain intersections as "STOP" intersections.

STOP SIGNS - ESTABLISH

Ivy at Buchanan Streets, stopping westbound Ivy Street;

Estero Avenue and Lunado Way, stopping Lunado Way at Estero Avenue, making this intersection an All-Way STOP;

Campbell Avenue at Delta Street, making this uncontrolled intersection an All-Way STOP;

Delta Street at Campbell Avenue, making this uncontrolled intersection an All-Way STOP;

Chestnut and Powell Streets, stopping Powell Street, making this intersection an All-Way STOP;

Faxon Avenue and Kenwood Way, stopping Faxon Avenue, making this intersection an All-Way STOP;

10th Avenue at Ortega Street, stopping Ortega Street, making this intersection an All-Way STOP; and

Isola Way and Rockdale Drive, stopping Isola Way traffic at Rockdale Drive, making this uncontrolled T-intersection a one-way STOP. (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Land Use Committee.

040347 [Parking Regulations]

Resolution enacting and rescinding parking regulations at various locations.

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH

Portola Drive, south side, from Diamond Heights Boulevard to 100 feet easterly.

NO PARKING ANYTIME - ESTABLISH

Waterville Street, east side, across from the north property line of 6 Waterville Street, to the northern terminus of the roadway.

TOW-AWAY, NO STOPPING ANYTIME - RESCIND

TAXI ZONE - ESTABLISH

Polk Street, west side, between McAllister and Redwood Streets.

TAXI STAND - RESCIND

Dr. Carlton B. Goodlett Place, east side, from 208 feet to 232 feet south of McAllister Street.

RESIDENTIAL PERMIT PARKING AREA "S" (2-HOUR TIME LIMIT, 9 AM - 9 PM, MONDAY THROUGH FRIDAY) - ESTABLISH

Oak Street, both sides, between Gough and Octavia Streets (200 block)

179 Oak Street (adds specific address only, no permit parking signs will be installed on the 100 block).

PERPENDICULAR (90-DEGREE ANGLE) PARKING - ESTABLISH

Baker Street, east side, between Turk Street and Golden Gate Avenue (legislating existing conditions).

UNMETERED MOTORCYCLE PARKING - ESTABLISH

Noe Street, east side, from Elizabeth Street to 11 feet southerly (accommodates two motorcycle parking spaces).

RESIDENTIAL PERMIT PARKING AREA "U", 2-HOUR TIME LIMIT, 8 AM TO 10 PM, MONDAY THROUGH SUNDAY - ESTABLISH

Stillman Street, north side, from 3rd Street to 135 west of 3rd Street

101 and 147 Stillman Street, south side, between 3rd and 4th Streets (adds specific addresses only); and

470 - 3rd Street, west side, between Bryant and Stillman Streets (adds specific addresses only).

PARKING METER NO. 3 (1-HOUR TIME LIMIT, 9 AM TO 6 PM, MONDAY THROUGH SATURDAY)

Stillman Street, north side, between 135 feet and 410 feet west of 3rd Street. (Parking and Traffic Department) .

RECEIVED AND ASSIGNED to Land Use Committee.

040348 [Traffic Regulations]

Resolution enacting and rescinding traffic regulations on various streets.

NO LEFT TURN - ESTABLISH

Eastbound Plymouth Avenue onto northbound Plymouth Avenue.

RIGHT LANE MUST TURN RIGHT - RESCIND

Polk Street, west side, between McAllister and Redwood Streets. (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Land Use Committee.

040351 [Accept - Expend Grant]

Resolution authorizing the Office of the Public Defender to accept and expend a grant in the amount of \$120,000 from the Zellerbach Family Foundation for a social worker position dedicated to working with the children of incarcerated parents (CIP). (Public Defender) Supervisor Duffy presented. RECEIVED AND ASSIGNED to City Services Committee.

040352 [Lease of Real Property - 1060 Howard Street]

Resolution authorizing the lease of 4,592 sq. ft. of clinic space in the building located at 1060 Howard Street, San Francisco for the Department of Public Health. (Real Estate Department) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

040353 [Settlement of Claim - Irene Huang]

Resolution approving the settlement of the unlitigated claim filed by Irene Huang against San Francisco for \$350,000; claim was filed on July 1, 2003; additional material terms of said settlement are: (a) Irene Huang is appointed to a provisional appointment; (b) Irene Huang agrees to cooperate in any proceedings between the City and Ricardo Paez; (c) Irene Huang shall receive 10% (ten percent) of any net recovery. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

Board Minutes for March 16, 2004 approved.

Requests Granted

From: Supervisor Sandoval

To: Police Chief

Requesting/Inquiring: Requesting a written report of staffing levels at all of the stations in the City and County of San Francisco. Including the following:

Number of assigned sergeants and officers for each station for 2001-2003 and 2004 YTD
Station by station breakdown (or ratio/percentage) of the number of officers per homicide for 2001-2003 and 2004 YTD

Station by station breakdown (or ratio/percentage) of the number of officers per population unit for 2001-2003 and 2004 YTD

Station by station breakdown (or ratio/percentage) of the number of officers per geographic unit for 2001-2003 and 2004 YTD

Station by station breakdown (or ratio/percentage) of the number of officers per violent crime for 2001-2003 and 2004 YTD

From: Supervisor Sandoval

To: Director, Mayor's Budget Office

To: Controller

To: City Attorney

Requesting/Inquiring: To notify the Director of the Mayor's Budget Office, Controller and the City Attorney that committee hearing has been called to consider citywide policies regarding overtime pay and efforts to limit it, hearing to be scheduled in the near future. File 040469, Budget Committee

From: Supervisor Maxwell

To: Director, Department of Parking and Traffic

Requesting/Inquiring: To conduct a traffic study at the intersection of Olmstead Street and University Avenue and carry through with the recommendation/s to remedy the issue. There are no sign controls at any of the three approaches to this intersection. Speeding is a big issue here. There is a high school location just inside the Park, there is also an entrance into the park at this intersection. Residents feel unsafe crossing into the park using this intersection. They have already submitted a petition requesting for the installation of a stop sign. The petition is attached for your edification.

From: Supervisor Ammiano

To: Director, Ethics Commission

Requesting/Inquiring: Requesting a justification of its proposal to reduce FY 2004-05 funding for the City's public financing system for campaigns and proposed plans to provide such financing if the number of candidates running exceeds projections of the Commission.

In Memoriams

Issac Espinoza (Entire Board)

Judy Suh and Martha Suh (Supervisor Peskin)

Gary Combathalade (Supervisor Dufty)

David Passanisi (Supervisor Hall)

Mary O'Connor (Supervisor Hall)

Stephen Soo (Supervisors Ma, Dufty)

Kathleen E. Fixa (Supervisors Dufty, Ma)

Woodrow "Woody" A. Tennant (Supervisor Dufty)

Hanneh Tannous (Supervisor Sandoval)

Keith Cylar (Supervisor Daly)

BOARD of SUPERVISORS



City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Tel. No. 554-5184
TDD No. 554-5227

**≡ Legislation Introduced
Including All Off-Calendar Items
April 20, 2004**

OFF-AGENDA LEGISLATION

DOCUMENTS DEPT.

APR 23 2004

SAN FRANCISCO
PUBLIC LIBRARY

Introduced by Supervisors or Mayor

Ordinances

040493 [Real Property Transfer Tax]

Ordinance amending Article 12-C of the San Francisco Business and Tax Regulations Code Real Property Transfer Tax Ordinance) to conform and clarify exemptions for transfers of real property between spouses and domestic partners, and to divide assets upon dissolution of marriage or domestic partnership. Supervisors Duffy, Ammiano presented. ASSIGNED UNDER 30 DAY RULE to Finance and Audits Committee.

040505 [County Clerk--fees for notary services]

Ordinance amending San Francisco Administrative Code Section 8.33.1 to authorize the County Clerk to charge fees for providing notary services to the public in the amount of \$10 for an Acknowledgment and \$10 for a Jurat; and ratifying that requests for marriage certificate index records are subject to the same charges as are fictitious business name index records. Supervisors Duffy, Ammiano presented. ASSIGNED UNDER 30 DAY RULE to Finance and Audits Committee.

040506 [Making Environmental Findings and Establishing the San Francisco Dispute Resolution Program, Administrative Fees and Community Funds]

Ordinance making required environmental findings; adding Article XVI section 2A.250 to Chapter 2A to designate the Mayor's Office of Criminal Justice as the agency administering the Dispute Resolution Programs Act in San Francisco, authorize the Mayor's Office of Criminal Justice to establish and manage a San Francisco Dispute Resolution Program and establish a sliding-scale administrative fee for use of dispute resolution programs; amending section 10.100-95 to provide that all penalties and fines collected from participants in the Dispute Resolution Program be deposited in the Mayor's Community Support Fund and make other technical amendments; repealing section 10.100-295 and replacing it with a new section 10.100-295 to establish a San Francisco Dispute Resolution Program Administrative Fund for the collection of filing fees and administrative fees authorized under the Dispute Resolution Programs Act. Supervisor Duffy presented. ASSIGNED UNDER 30 DAY RULE to Finance and Audits Committee.

Resolutions

040495 [AB 2702 Secondary Unit]

Resolution urging the California State Legislature to not approve Assembly Bill 2702, allowing secondary units without local government input. Supervisor Hall presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040498 [Accept-Expend Federal Grant]

Resolution authorizing the Mayor's Office of Criminal Justice to accept and expend a federal grant in the amount of \$10,349,000 from the U.S. Department of Homeland Security for the purposes of providing financial assistance directly to selected jurisdictions through the Fiscal Year 2003 Urban Areas Security Initiative (UASI) to address the unique equipment, training, planning, and exercise needs of large urban areas, and to assist them in building an enhanced and sustainable capacity to prevent, respond to, and recover from threats or acts of terrorism. Supervisor Alioto-Pier presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040503 [Authorizing the resale of Redevelopment Agency-assisted ownership units]

Resolution authorizing the resale of single-family homes acquired by the Redevelopment Agency with tax increment funds without further approval of the Board of Supervisors pursuant to the small housing project exception under Health and Safety Code Section 33433(c)(1). Supervisor Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040504 [Prohibition on Cruise Ship Pollution in San Francisco Bay]

Resolution supporting Assembly Bills 2093 and 2672 to prohibit cruise ship pollution in California. Supervisor Alioto-Pier presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040518 [Honoring Ellen Haller, M.D.]

Resolution Honoring Ellen Haller, M.D. at the San Francisco LGBTQ Pride Celebration Mental Health Conference June 25, 2004 for her distinguished work in the field of Mental Health. Supervisor Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040519 [Single Room Occupancy Hotel Safety and Stabilization Task Force]

Resolution supporting the Single Room Occupancy Hotel Safety and Stabilization Task Force recommendations. Supervisor Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040520 [Selection of Independent City Auditors]

Resolution selecting independent auditors for the Controller's Office and the separately audited departments of the City and authorizing a three-year contract with the selected audit firms. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040521 [Supporting AB 2600]

Resolution expressing support for Assembly Bill 2600, introduced by Assemblyman John Laird, creating a Sierra Nevada Conservancy.. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040522 [SFSU Gerontology Program]

Resolution urging San Francisco State University to continue its Gerontology Program. Supervisor Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

040496 [SFStat Implementation]

Hearing to consider the City's efforts to initiate SFStat, a performance management and technology initiative and a #311 Call Center. Supervisor Duffy presented. RECEIVED AND ASSIGNED to City Services Committee.

040497 [Proposed sewer increases by the S.F. Public Utilities Commission]

Hearing in regards to proposed sewer increases by the San Francisco Public Utilities Commission. Supervisor Hall presented. RECEIVED AND ASSIGNED to City Services Committee.

- 040499 [Accept-Expend Federal Pass Through Grant]**
 Resolution authorizing the Mayor's Office of Criminal Justice to accept and expend a Federal pass through grant in the amount of \$18,587,312 from the State of California Office of Homeland Security for the purposes of providing financial assistance directly to selected jurisdictions through the Fiscal Year 2003 Urban Areas Security Initiative (UASI) to address the unique equipment, training, planning, and exercise needs of large urban areas, and to assist them in building an enhanced and sustainable capacity to prevent, respond to, and recover from threats or acts of terrorism. Further, authorizing the Director of the Mayor's Office of Criminal Justice or the Deputy Director of the Mayor's Office of Criminal Justice to execute for and on behalf of the named core city, a public entity established under the laws of the State of California, any actions necessary for the purpose of obtaining Federal financial assistance under Catalog of Federal Domestic Assistance number 16.011. Supervisor Alioto-Pier presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 040500 [Mayor's proposals for increased revenue in the 2004-05 CCSF budget]**
 Hearing to consider the Mayor's proposals for increased revenue in the 2004-05 CCSF budget. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Budget Committee.
- 040501 [Recreation & Parks Dept. proposed 2004-05 work plan, efficiency plan, and budget]**
 Hearing to consider the proposed 2004-05 work plan, efficiency plan, and budget of the Recreation & Parks Department. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Budget Committee.
- 040502 [Dept. of Public Works proposed work plan, efficiency plan, and budget]**
 Hearing to consider the proposed 2004-05 work plan, efficiency plan, and budget of the Department of Public Works. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Budget Committee.
- 040508 [Wellness Initiative Steering Committee]**
 Hearing of the Joint City/School District Committee to consider an update from the Wellness Initiative Steering Committee. Supervisor Ammiano presented. RECEIVED AND ASSIGNED to City and School District Select Committee.
- 040509 [City-District collaboration on Arts Education]**
 Hearing of the Joint City/School District Committee to consider City-District collaboration on Arts Education. Supervisor Ammiano presented. RECEIVED AND ASSIGNED to City and School District Select Committee.
- 040510 [Status of Elephants at the San Francisco Zoo]**
 Hearing to discuss the findings of the Commission of Animal Control and Welfare on the status of Elephants at the San Francisco Zoo as well as the Zoo's response to these findings. Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to City Services Committee.
- 040511 [Budget Analyst's audit of the Planning Department]**
 Hearing to review the Budget Analyst's audit of the Planning Department. Supervisor Peskin presented. RECEIVED AND ASSIGNED to City Planning Audit Select Committee.
- 040512 [DPW Control Officer Status Report]**
 Hearing to review the Department of Public Works' Environmental Control Officer (ECO) Status Report for the first two quarters of Fiscal Year 2004-05. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.
- 040513 [Revenue Enhancement Working Group]**
 Hearing to review the suggestions that resulted from the Revenue Enhancement Working Group. Supervisor Sandoval presented. RECEIVED AND ASSIGNED to Budget Committee.
- 040514 [Department of Children, Youth and Families proposed budget cuts]**
 Hearing to review proposed cuts in the budget of the Department of Children, Youth and Families. Supervisor Sandoval presented. RECEIVED AND ASSIGNED to Budget Committee.
- 040515 [Effect of proposed budget cuts on the health/welfare of the children in CCSF]**
 Hearing to review what effect proposed budget cuts will have on the health and welfare of the children in the City and County of San Francisco. Supervisor Sandoval presented. RECEIVED AND ASSIGNED to Budget Committee.

040517 [Hearing - Care Not Cash/Real Housing Real Care]

Hearing to discuss the City's implementation of plan for Care Not Cash/Real Housing Real Care. (Clerk of the Board) .
ASSIGNED to Board of Supervisors.

Motions

040492 [Needle Exchange Emergency]

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program. Supervisors Ammiano, Daly, Peskin, McGoldrick, Maxwell, Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040516 [Committee of the Whole - Implementation plan for Care Not Cash/Real Housing Real Care]

Motion scheduling a Committee of the Whole on May 11, 2004 at 4:00 PM to hold a hearing on the City's implementation plan for Care Not Cash/Real Housing Real Care. Supervisor Daly presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

PROPOSED ORDINANCES

040393 [Settlement of Lawsuit - 555 California Street Partners, et al.]

Ordinance authorizing settlement of the lawsuit filed by the City and County of San Francisco against 555 California Street Partners, a California limited partnership, Davre's Inc., Factory Mutual Insurance Company, Excel Building Services, LLC and National Guardian Enterprises, Inc., for \$34,200; the lawsuit was filed on August 20, 2003 in the Superior Court of the County of San Francisco, Case No. 423627; entitled City and County of San Francisco v. 555 California Street Partners, a California limited partnership, Davre's Inc., Factory Mutual Insurance Company, Excel Building Services, LLC and National Guardian Enterprises, Inc., et al. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

040391 [Modification of Easement Deed]

Resolution approving a modification to an existing Easement Deed between Pacific Gas & Electric Company, a California public utility, and the City and County of San Francisco, acting by and through its Public Utilities Commission ("SFPUC") for the realignment of an existing gas line on City land under the jurisdiction of the SFPUC located in Sunol, California. (Real Estate Department) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

Clerk to Act – April 13, 2004

Board Minutes for March 23, 2004 and March 30, 2004 approved.

In Memoriams

Anne Shirley Outin (Supervisor Sandoval)

Randy Hendricks (Supervisor Dufty)

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BOARD of SUPERVISORS



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San Francisco, CA 94102-4689
Tel. No. 554-5184
TDD No. 554-5227

≡ Legislation Introduced
Including All Off-Calendar Items
April 27, 2004

OFF-AGENDA LEGISLATION

DOCUMENTS DEPT.

APR 30 2004

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Introduced by Supervisors or Mayor

Ordinances

040532 [Establishing a Police Department Citizens Advisory Committee]

Ordinance amending Article IV, Chapter 2A of the San Francisco Administrative Code by adding Section 2A.87, to establish the Police Department Citizens Advisory Committee as an advisory committee to the Board of Supervisors. Supervisor Maxwell presented. RECEIVED AND ASSIGNED to Rules Committee.

040537 [Surplus City Property]

Ordinance amending the San Francisco Administrative Code by amending Sections 23A.4, 23A.6, 23A.7, 23A.8, 23A.10, and 23A.11, and adding Section 23A.9, to specify procedures for identification of surplus City real property, assessment of the use of such property for housing for the homeless, and approvals for disposition and development of appropriate surplus real property and to establish a Citizens' Advisory Committee. Supervisor Daly presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

040538 [Interdepartmental Jurisdictional Transfer of Surplus Property]

Ordinance transferring jurisdiction from the Department of Public Works, the Department of Human Services, and the Real Estate Division of the Administrative Services Department to the Mayor's Office of Housing over the real property commonly known as 301 Wilde; 2627 Cesar Chavez; 600 Bosworth Avenue; 859 Dwight; 455 Bush Street; 401 Franconia; 395 Justin Drive; 1051 Palou; 341 Corbett; 4011 Mission Street; 691 Alemany; 114 Elmira; 2198 Thomas Avenue; 149 Milton Street; 59 Ord Court; 949 Vermont Street; 525 Golden Gate Avenue; 150-170 Otis Street; 100 Broadway Street; 735 Battery Street; and 155 Grove Street and over the real property located near the intersections of Alemany and Ocean; Bayshore Boulevard and Silver Avenue; Bosworth and Burnside; Cesar Chavez and Guerrero Streets; Cayuga and Geneva Avenue; Geneva and Ocean Avenues; Hester Avenue and Bayshore Boulevard; Jerrold Avenue and Rankin; Junipero Serra and Shields Street; Palo Alto and Glenbrook; San Jose and Cuvier Street; Roosevelt Way at Henry Street; Palou and Rankin; Lawton and 20th Avenue; SE Carl and Arguello; DeLong and San Diego; LaGrande and Mansfield; Roosevelt and Park Hill; Augusta and Charter Oak; for assessment of each property for development as affordable housing consistent with Chapter 23A of the Administrative Code. Supervisor Daly presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

040539 [Requirements for Department of Building Inspection Permit Tracking System]

Ordinance amending the San Francisco Administrative Code by adding a new Chapter 78 to direct the Department of Building Inspection to improve its permit tracking system to allow for open and public review of the status, routing and location of pending permits. Supervisors Duffy, Annmiano, Gonzalez presented. RECEIVED AND ASSIGNED to Rules Committee.

040540 [Prevailing wages in contracts for moving services; nonprofit organizations exclusion]

Ordinance adding Section 21.25-x to the Administrative Code requiring prevailing wages in contracts for moving services, but exempting nonprofit organizations. Supervisor Ammiano presented. ASSIGNED UNDER 30 DAY RULE to Finance and Audits Committee.

Resolutions

040232 [Proposition 36 Research Study]

Resolution authorizing the San Francisco Department of Public Health, Treatment Access Program, Community Behavioral Health Services (SFDPH, TAP, CBHS) to enter retroactively into an agreement, which includes an indemnification clause, with The Regents of the University of California, University of California at Los Angeles Integrated Substance Abuse Program (UCLA, ISAP), the primary contractor, and expend funds in the amount of \$100,000 to participate in a Proposition 36 research study, for the period of November 1, 2003 to November 1, 2005. Supervisor Alioto-Pier presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040495 [AB 2702 Secondary Unit]

Resolution urging the California State Legislature to not approve Assembly Bill 2702, allowing secondary units without local government input. Supervisors Hall, McGoldrick presented. REFERRED to Land Use Committee.

040522 [SFSU Gerontology Program]

Resolution urging San Francisco State University to continue its Gerontology Program. Supervisors Duffy, Hall presented. REFERRED to City Services Committee.

040531 [Local Vehicle License Fee Restoration]

Resolution urging the California State Legislature to pass legislation to allow local governments to obtain voter approval to restore the Vehicle License Fee. Mayor presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040533 [Public hearing approval for the issuance and sale of revenue bonds by ABAG Finance Authority for Urban School of San Francisco]

Resolution authorizing the issuance and sale of revenue bonds by ABAG Finance Authority for Nonprofit Corporations in an aggregate principal amount not to exceed \$8,000,000 for the Urban School of San Francisco. Supervisor Gonzalez presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040534 [Funding Levels for Department of Aging and Adult Services]

Resolution urging the Mayor to maintain funding levels for services for older adults and adults with disabilities served by and through the Department of Aging and Adult Services. Supervisors Daly, McGoldrick, Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040541 [Commendation - Kamala Harris]

Resolution commending the San Francisco District Attorney Kamala Harris for not pursuing the death penalty, and reaffirming the City's support for our District Attorney. Supervisors Daly, Gonzalez, Ammiano presented. RECEIVED AND ASSIGNED to Rules Committee.

040545 [Establishing Accessible Voting Systems for November 2004 Election]

Resolution directing the Department of Elections to immediately determine the cost of implementing touch screen voting systems for the disabled for the November 2004 election. Supervisor Alioto-Pier presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040546 [Commending Elizabeth Goldstein]

Resolution commending Recreation and Park General Manager Elizabeth Goldstein. Supervisor Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 040547 [Urging the Mayor's Office of Housing to compute and utilize a "SF Median Income" figure]**
Resolution urging the Mayor's Office of Housing to compute a median income figure based exclusively on San Francisco data, rather than on a multi-county figure, and further urging them to utilize the new median figure for all appropriate, locally-funded housing programs. Supervisor Gonzalez presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 040548 [Asian American Pacific Islander Month]**
Resolution declaring May 2004 "Asian American Pacific Islander Month" in the City and County of San Francisco. Supervisors Ma, Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 040549 [Commending Hands On San Francisco]**
Resolution recognizing Hands On San Francisco for its achievements and declaring May 8, 2004 to be "Hands On San Francisco Day" in the City and County of San Francisco. Supervisors Ma, Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 040550 [Urging Support of Federal Funding for Residential Substance Abuse Treatment Services]**
Resolution urging the San Francisco Congressional delegation to support federal funding for residential substance abuse treatment services for women with children. Supervisors Ma, Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 040551 [Residential Substance Abuse Services for Women and Children as a Funding Priority]**
Resolution urging the City and County of San Francisco to set residential substance abuse services for women and children as a funding priority for the social benefit and cost savings they promote for San Francisco. Supervisors Ma, Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 040552 [Urging the Transfer and Relocation of the Elephants at the San Francisco Zoo]**
Resolution urging the San Francisco Zoological Society to transfer ownership of and relocate elephants Lulu and Tinkerbelle to a credible sanctuary and to make the move in compliance with USDA regulations and the American Zoo and Aquarium Association's Elephant Species Survival Plan. Supervisors Ma, Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 040553 [Commending the Excelsior Neighborhood Commercial Revitalization project (ENCoRe) and artist Marta Ayala]**
Resolution commending the Excelsior Neighborhood Commercial Revitalization project (ENCoRe) and artist Marta Ayala for the installation of murals at the Woolworth site at 4550 Mission Street. Supervisor Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 040554 [Commending Margie Stokes]**
Resolution commending Margie Stokes on her decades-long commitment to the child care field, and in celebration of her 70th birthday. Supervisors Sandoval, Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 040555 [Commending the Cornerstone Missionary Baptist Church]**
Resolution commending the Cornerstone Missionary Baptist Church on the occasion of its 4th anniversary. Supervisors Sandoval, Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 040556 [Public Works Week]**
Resolution declaring May 17 through May 21 2004, as Public Works Week in the City and County of San Francisco. Supervisor Hall presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

- 040535 [Port Audit]**
Hearing to consider the Budget Analyst Audit of the Port of San Francisco. Supervisor Daly presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

040542 [Funding Shortfall for Recreation and Park Capital Program]

Hearing to consider the Recreation and Park Department's identified funding shortfall in its capital program and the steps that are being taken to address this shortfall. Supervisor Dufty presented. RECEIVED AND ASSIGNED to City Services Committee.

040543 [Status of Residential Care Facilities]

Hearing to consider the status of residential care facilities, formerly known as Board and Care, in addressing the care of clients with behavioral and other health needs. This hearing will consider the recommendations and concerns from the recent Family Service Agency conference on residential care that discussed the 40% reduction in available capacity, from 1100 beds to 660 beds, over the last 20 years in San Francisco. Supervisor Dufty presented. RECEIVED AND ASSIGNED to City Services Committee.

040544 [DPT Budget]

Hearing on the budget of the Department of Parking and Traffic, particularly as it relates to pedestrian safety programs and Transportation Authority funding from the renewal of the half-cent sales tax in November 2003. Supervisor Sandoval presented. RECEIVED AND ASSIGNED to Budget Committee.

Motions

040530 [Needle Exchange Emergency]

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program. Supervisors Ammiano, Daly, Peskin, McGoldrick, Maxwell, Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040536 [Audit Priorities]

Motion adopting a proposed schedule of audits to be conducted of programs of City and County departments. Supervisor Daly presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

PROPOSED RESOLUTIONS

040430 [Contracting out Parking Citation Processing/Collection System Services]

Resolution concurring with Controller's certification that citation processing and collection services can be practically performed by a private contractor at a lower cost than by City and County employees. (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

040431 [Contracting out Parking Meter Management System Services]

Resolution concurring with Controller's certification that parking meter management services, including collection and coin counting can be practically performed by a private contractor at a lower cost than by City and County employees. (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

Requests Granted

From: Supervisor Gonzalez

To: District Attorney

Requesting/Inquiring: Requesting the District Attorney inform in writing the Board of Supervisors on several areas related to the Aggressive Solicitation Ban, a proposition approved by voters on November 4, 2003: 1) the number of aggressive solicitation cases brought by the DA's office since the law went into effect, 2) the number of individuals who have paid a fine associated with a citation, 3) the number of individuals who have been screened for drugs and alcohol treatment and mental health services and the number of these who have been referred to a public health diversion program for treatment, 4) the number of individuals imprisoned or required to perform community service as a result of having violated the law three or more times, and 5) the Department's activities, including administrative changes and personnel training, related to the implementation of the law.

From: Supervisors Ma, Duffy

To: Adult Probation Department

To: Department of Consumer Assurance

To: Department of Elections

To: Department of Human Services

To: Department of Parking and Traffic

To: Department of Public Health

To: Department of Public Transportation/MUNI

To: District Attorney's Office

To: Emergency Communications Department

To: Fire Department

To: Juvenile Probation Department

To: Police Department

To: Public Defender's Office

To: Department of Aging and Adult Services

To: Rent Stabilization and Arbitration Board

To: Sheriff's Office

Requesting/Inquiring: To determine how each department's proposed FY 2004-05 budget will affect its ability to implement the Equal Access to Services ordinance.

Does your department's proposed FY 2004-05 budget require layoffs of employees in public contact positions? If so, please provide the job titles of bilingual employees who are anticipated to be laid off. Describe how any proposed lay-off of bilingual employees will affect your department's ability to implement the EAS ordinance.

The EAS also requires that your department translate all documents that provide vital information to the public about your department's services or programs. Please indicate the dollar amount that your department plans to budget for translating written materials for FY 2004-05.

From: Supervisor Sandoval

To: Executive Director, Department of Parking and Traffic

Requesting/Inquiring: To notify the Director of the Department of Parking and Traffic that committee hearing has been called to consider the budget of the Department of Parking and Traffic, particularly as it relates to pedestrian safety programs and Transportation Authority funding from the renewal of the half-cent sales tax in November of 2003, hearing to be scheduled in the near future.

Also requesting the Clerk of the Board send a copy of this request to:

Bond Yee

Deputy Director

Department of Parking and Traffic

25 Van Ness Avenue, Ste. 410

San Francisco, CA 94102

Jose Luis Moscovich
Executive Director
San Francisco County Transportation Authority
100 Van Ness Avenue, 25th Floor
San Francisco, CA 94102

Ruth Grabowski
147 Madrid Street
San Francisco, CA 94112

From: Supervisor Alioto-Pier
To: Director, Department of Elections
Requesting/Inquiring: Directing the Department of Elections to immediately determine the cost of and procedures required 1) to place one DRE touch screen machine in each polling place in the City and County of San Francisco for the November 2004 election; and 2) to place 10 DRE touch screen machines in each Supervisorial district in the City and County of San Francisco, plus three machines in City Hall, and three at the Rose Resnick Lighthouse for the Blind.
Due: Please provide by May 18, 2004.

From: Supervisor Peskin
To: General Manager, Recreation and Park Department
Requesting/Inquiring: To report on: 1) the exact electrical and other costs of operating the Vaillancourt Fountain; 2) how the Department determines that annual electrical cost of operating the fountain; 3) any supporting documentation related to the cost of operating the fountain on an annual basis.

From: Supervisor Peskin
To: General Manager, Public Utilities Commission
Requesting/Inquiring: To report on: 1) the exact electrical and other costs of operating the Vaillancourt Fountain; 2) how the Department determines that annual electrical cost of operating the fountain; 3) any supporting documentation related to the cost of operating the fountain on an annual basis.

In Memoriams

George O. Paiva (Supervisor Dufty)
Susan T. Kennedy (Supervisors Ma, Sandoval)
Marian Dooley (Supervisor Peskin)
Ngoc Tran (Supervisor Sandoval)

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**Legislation Introduced
Including All Off-Calendar Items
May 11, 2004**

OFF-AGENDA LEGISLATION

DOCUMENTS DEPT.

Introduced by Supervisors or Mayor

MAY 14 2004

Ordinances

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- 031152 [Amending Administrative Code Chapter 31 to Provide Appeals of Certain Environmental Determinations]**
Ordinance amending Administrative Code Chapter 31 to provide for appeals to the Board of Supervisors of certain determinations under the California Environmental Quality Act, setting forth a fee for such appeals and to provide public notice of certain determinations. Supervisor Peskin presented. ASSIGNED to Finance and Audits Committee.
- 032024 [Designation of Acting Mayors]**
Ordinance amending the San Francisco Administrative Code, by adding Section 2A.11, to require the Mayor to inform the Board of Supervisors in writing when leaving the state for more than 24 hours, to require the Mayor to designate Acting Mayors in writing and inform the Clerk of the Board of such designations, to require the Mayor to notify the Clerk of the Board upon returning to the state, to require Acting Mayors to report on any official actions taken, and to require members of the Board to receive training on emergency operations. Supervisor Daly presented. ASSIGNED to Rules Committee.
- 040343 [Taxi Legislation]**
Ordinance amending the San Francisco Police Code by: amending Sections 1076 and 1081, to state a test, measured as 800 cumulative hours per year, for satisfying the driving requirement imposed on taxi and ramped taxi permit holders and to authorize modification of that cumulative hours test to accommodate disabled permit holders; amending Sections 1121 and 1148.1, to set requirements, including prior driving experience, for taxi and ramped taxi permit applicants; and, adding Sections 1186, 1187, and 1188, to establish administrative penalties and procedures for violations of the full-time driving requirement and for violations of the Taxi Commission's rules and regulations. Supervisors Daly, Ma presented. ASSIGNED to Finance and Audits Committee.
- 040586 [Repealing restrictions on parking, and the corresponding fines, on portions of Washington, Mason and Jackson Streets]**
Ordinance deleting Section 32.1.10 of the Traffic Code to remove restrictions on parking on portions of Washington, Mason and Jackson Streets and to repeal the corresponding penalties for violations. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Land Use Committee.
- 040588 [Requiring approval by the Board of Supervisors of settlements of grievances in excess of \$50,000]**
Ordinance amending Section 10.25-12 of the Administrative Code to require approval by the Board of Supervisors of settlements in excess of \$50,000 of grievances filed pursuant to valid memoranda of understanding. Supervisor Sandoval presented. RECEIVED AND ASSIGNED to Budget Committee.

- 040589 [Amending Building Inspection Fund to remove from the fund fines and penalties collected by the Department of Building Inspection]**
Ordinance amending Section 10.100-45 of the San Francisco Administrative Code to remove from the Building Inspection Fund all fines and penalties collected by the Department of Building Inspection. Supervisors Sandoval, Daly, McGoldrick presented. RECEIVED AND ASSIGNED to Budget Committee.
- 040592 [Payroll Expense Tax Exclusion for Biotechnology Business]**
Ordinance amending the Payroll Expense Tax Ordinance to establish a tax exclusion for biotechnology businesses, as specified. Supervisors Alioto-Pier, Ma presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.
- 040594 [Board approval for contracting out personal services]**
Ordinance amending the San Francisco Administrative Code, by adding Sections 2.15 and 2.16, to require a supplemental report from departments seeking Board approval to contract out personal services under Charter Section 10.104(15) and to require the Controller to prepare an annual report on such contracts. Supervisor Maxwell presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.
- 040596 [Recreation Centers and Museums]**
Draft ordinance amending Park Code Section 13.02 to require that the Operational Plan for the Recreation and Park Department include detailed operations plans for recreation centers and museums under the Department's jurisdiction, and adding Park Code Section 13.05 to require the Department submit proposed leases, contracts and use permits to the Park, Recreation and Open Space Advisory Committee for determination of consistency with the Operational Plan. Supervisors Daly, Peskin presented. RECEIVED AND ASSIGNED to Land Use Committee.

Resolutions

- 040531 [Local Vehicle License Fee Restoration]**
Resolution urging the California State Legislature to pass legislation to allow local governments to obtain voter approval to restore the Vehicle License Fee. Mayor, Supervisors Peskin, Duffy presented. REFERRED to Finance and Audits Committee.
- 040552 [Urging the Transfer and Relocation of the Elephants at the San Francisco Zoo]**
Supervisors Ma, Duffy presented. REFERRED to City Services Committee.
- 040547 [Urging the Mayor's Office of Housing to compute and utilize a "SF Median Income" figure]**
Resolution urging the Mayor's Office of Housing to compute a median income figure based exclusively on San Francisco data, rather than on a multi-county figure, and further urging them to utilize the new median figure for all appropriate, locally-funded housing programs. Supervisors Gonzalez, Daly presented. REFERRED to City Services Committee.
- 040582 [Modification #9 to Lease and Use Agreement No. L-82-0111 with American Airlines, Inc. at Terminal 3 of San Francisco International Airport]**
Resolution approving and authorizing the execution of Modification # 9 to Lease and Use Agreement No. L-82-0111 with American Airlines, Inc., to reduce terminal space in Terminal 3 of San Francisco International Airport. Mayor presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.
- 040583 [Airport Concession Lease]**
Resolution approving Amendment No. 1 to the Luggage Cart Lease and Operating Agreement between Smarte Carte, Inc. and the City and County of San Francisco, acting by and through its Airport Commission. Mayor presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.
- 040584 [Assessor-Recorder Fees and Property Tax Assessments]**
Ordinance (1) authorizing Assessor to charge a \$50.00 fee to process a claim for exemption from property tax reassessment under Revenue and Taxation Code §63.1 if the transfer is between parent-child or grandparent-grandchild and the person recording the deed, instrument or other writing transferring the property or filing a preliminary change of ownership report or change of ownership statement fails to concurrently file a claim form for the exemption; (2) providing that issuance of a tax bill for an escape assessment shall be notice of enrollment of the escape assessment pursuant to Revenue and Taxation Code §1605; and (3) requiring interest on escape assessments if the taxpayer fails to report a change of ownership or control. Supervisor Daly presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

- 040587 [Issuance and sale of revenue bonds by ABAG Finance Authority for YMCA of S.F.]**
Resolution authorizing the issuance and sale of revenue bonds by ABAG Finance Authority for Nonprofit Corporations in an aggregate principal amount not to exceed \$20,000,000 for the YMCA of San Francisco. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 040591 [Recognizing the Women's Building]**
Resolution recognizing and celebrating the Women's Building's twenty-five years of providing women and girls with vital tools and resources for self-sufficiency. Supervisors Duffy, Ma presented. ADOPTED.
- 040593 [Commending Dr. Melissa Welch]**
Resolution commending Dr. Melissa Welch for her service on the Health Service System of the City and County of San Francisco. Supervisor Daly presented. ADOPTED.
- 040598 [Neighborhood Historic Resources Preservation Bonds]**
Resolution determining and declaring that the public interest and necessity demand improvements in the City and County of San Francisco consisting of financing the acquisition, rehabilitation, renovation, improvement, construction or preservation of certain historical resources, and structures benefiting historical resources, owned, or to be owned, by the City and County of San Francisco and/or the San Francisco Unified School District and paying all other costs necessary and convenient for effectuating those purposes, that the estimated cost for the improvements described above is and will be too great to be paid out of the ordinary annual income and revenue of the City and County and will require incurring bonded indebtedness of \$60,000,000; finding that the proposed project is excluded from the California Environmental Quality Act, and is in conformity with the priority policies of Planning Code Section 101.1(b) and the General Plan consistency requirement of Administrative Code Section 2A.53. Supervisors Peskin, McGoldrick presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.
- 040602 [Accept-Expend Robert Wood Johnson Foundation Grant]**
Resolution authorizing the Department of Aging and Adult Services to retroactively accept and expend the FY 2003-04 portion, amounting to \$112,869, of a four-year grant from the Robert Wood Johnson Foundation for the implementation of strategic system improvements to create a coordinated model of long term care and supportive services for vulnerable older adults in San Francisco. Supervisor Hall presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 040605 [Commodity Supplemental Food Program]**
Resolution urging the Mayor, the California Department of Education and the United States Department of Agriculture to allocate funding to allow the Commodity Supplemental Food Program to remain in San Francisco Supervisors Duffy, Daly, Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 040606 [Commending Wai Sim Cham]**
Resolution commending Wai Sim Cham upon her retirement with the closure of China Court Restaurant after eighteen successful years serving the Castro community. Supervisor Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 040607 [Opposing Sutter Health Hospitals pricing and collection practices]**
Resolution opposing discriminatory pricing practices and aggressive debt collection at Sutter Health Hospitals. Supervisors Alioto-Pier, Maxwell, Ammiano, Daly, Peskin, Sandoval, Gonzalez presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 040608 [Bill Walsh Way]**
Resolution urging the Department of Public Works to honor Bill Walsh by renaming Giants Drive "Bill Walsh Way". Supervisors Duffy, Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 040609 [Accept and expend gift-in-place valued at approximately \$20,000]**
Resolution accepting and expending a gift-in-place valued at approximately \$20,000 from Ms. Elley Shannon to the Recreation and Park Department for the improvement of a baseball diamond. Supervisor Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040610 [Apply For State Used Oil Recycling Block Grant]

Resolution authorizing the Department of the Environment to apply for annual grants from the California Integrated Waste Management Board for the purpose of increasing Used Motor Oil Recycling and Household Hazardous Waste Management. Supervisor Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040611 [Commending the Hawai'i Chamber of Commerce of Northern California]

Resolution commending the Hawai'i Chamber of Commerce of Northern California. Supervisor Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040612 [Commending the Northern California Chinese Media Association]

Resolution commending the Northern California Chinese Media Association. Supervisor Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040613 [Commending James Taylor]

Resolution commending James Taylor for his dedication and exemplary service to the community, its schools, and its students. Supervisor Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040614 [Commending Pastor Victor L. Medearis]

Resolution commending Pastor Victor L. Medearis for his dedication and exemplary service to the community. Supervisor Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Charter Amendments

- 040597 [Charter Amendment - Board deadlines during recess; votes needed when Board members are disqualified; hold-over appointments; Department of Aging and Adult Services; Commission on the Environment; legislative aides]**
Charter amendment (First Draft) by adding Section 4.101-1, to: toll deadlines for action by the Board when the Board is in recess; reduce the number of votes required at the Board of Supervisors for various actions when one or more Board members are disqualified from voting on a matter because of a conflict of interest; limit hold-over appointments on boards and commissions to 60 days; give the Commission on Aging authority over the Department of Aging and Adult Services; clarify the authority of the Commission on the Environment to consider environmental justice issues and to review City building and land use policies for environmental sustainability; and, delete the specific number of Board aides set in the Charter. Supervisor Gonzalez presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

Hearings

040590 [Housing Element]

Hearing at which the Planning Department will present a status report on the Housing Element and allow for public comment on the report. Supervisor Hall presented. RECEIVED AND ASSIGNED to Land Use Committee.

040599 [Summer Employment]

Hearing to investigate youth interests and opportunities for summer employment working collaboratively with the Youth Commission and the San Francisco Unified School District. Supervisor Ma presented. RECEIVED AND ASSIGNED to City Services Committee.

040600 [San Francisco's Earthquake Risk]

Hearing to review "San Francisco's Earthquake Risk," a study done for the city Department of Building Inspection by the Applied Technology Council of Redwood City and to discuss seismic retrofitting to existing buildings in vulnerable areas to strengthen residences against seismic movement. Supervisor Ma presented. RECEIVED AND ASSIGNED to City Services Committee.

040601 [DPH budget reduction proposals]

Hearing on the budget reduction proposals of the Department of Public Health for fiscal year 2004-05. Supervisor Sandoval presented. RECEIVED AND ASSIGNED to Budget Committee.

040603 [Emergency Room Diversion Task Force]
Hearing requesting to receive report from the Emergency Room Diversion Task Force. Supervisor Sandoval presented. RECEIVED AND ASSIGNED to Budget Committee.

040604 [Dearborn Community Garden - its Status and Future]
Hearing to consider the status and future of the Dearborn Community Garden in the Mission District. Supervisor Duffy presented. RECEIVED AND ASSIGNED to City Services Committee.

Motions

040585 [Commissioners volunteering to resign if they seek elective office]
Motion adding Rule 2.32 to the Rules of Order of the Board of Supervisors, requesting that Commissioners appointed by the Board pledge to resign their position, voluntarily, if they decide to seek an elective office of the City and County of San Francisco. Supervisor Duffy presented. RECEIVED AND ASSIGNED to Rules Committee.

040595 [Amending No. 2.24 of the Rules of Order]
Motion amending the Board of Supervisors' Rules of Order, by amending Rule No. 2.24, to require the Clerk of the Board to automatically refer to the Rules Committee any board or commission appointment subject to rejection by the Board pursuant to Charter Section 3.100(17), when that appointment is made by an Acting Mayor. Supervisor Daly presented. RECEIVED AND ASSIGNED to Rules Committee.

040615 [Authorizing lease payment for computer equipment to be used by Budget Analyst]
Motion authorizing the Clerk of the Board to make three annual lease payments in the amount of \$ 6,973.29, and to make a one-time payment in fiscal year 03-04 for sales tax of \$1,748.93, for the lease of computer equipment to be used by the Budget Analyst; and authorizing the Clerk of the Board to deduct \$ 22,324.60 from payment of the amount owed the Budget Analyst under the contract between the Board of Supervisors and the Budget Analyst.. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Introduced by the President at the Request of Departments

PROPOSED ORDINANCES

040442 [Designating 1305 18th Avenue, the Carnegie Sunset Library, as a Landmark Under Planning Code Article 10]
Ordinance 1305 18th Avenue, the Carnegie Sunset Branch Library as Landmark No. 239 Pursuant To Article 10, Sections 1004 And 1004.4 Of The Planning Code. (Planning Department) . RECEIVED AND ASSIGNED to Land Use Committee.

040450 [Designating 3150 Sacramento Street, the Carnegie Presidio Library, as a Landmark Under Planning Code Article 10]
Ordinance 3150 Sacramento Street, the Carnegie Presidio Branch Library as Landmark No. 240 Pursuant To Article 10, Sections 1004 And 1004.4 Of The Planning Code. (Planning Department) . RECEIVED AND ASSIGNED to Land Use Committee.

040494 [Settlement of Lawsuit - Novoa-Huf, et al.]
Ordinance authorizing the settlement of lawsuit filed by Linda Novoa-Huf, Ayanda Lumpkin and LaKreisha Crawford against the San Francisco Department of Building Inspection, Michael Rodman, and McCoy's Patrol Services for \$175,000; the lawsuit was filed on December 3, 2002, in San Francisco Superior Court, Case No. 415266, entitled Novoa-Huf, et al. v. Department of Building Inspection, et al. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

040572 [Settlement of Lawsuit - Doug Barkus]
Ordinance authorizing settlement of the lawsuit filed by Doug Barkus against the City and County of San Francisco for \$57,500; the lawsuit was filed on March 4, 2003 in San Francisco Superior Court, Case No. 502-539; entitled Doug Barkus v. City and County of San Francisco, et al. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

040573 [Settlement of Lawsuits]

Ordinance authorizing settlement of federal and state lawsuits and administrative proceedings between the City and County of San Francisco and Tammy Haygood filed in connection with her employment and removal as Director of the Department of Elections including a lawsuit filed on July 17, 2002 in Superior Court, State of California, Case No. CPF 02-501387, entitled City and County of San Francisco, Petitioner v. Civil Service Commission of the City and County of San Francisco, Respondent, Tammy B. Haygood, Real Party in Interest, and a lawsuit filed on July 17, 2002 in United States District Court, Case No. C02-3433 WHA, entitled Tammy B. Haygood v. Michael Mendelson, et al., and authorizing payment of attorneys fees and costs incurred by the City. The material terms of the settlement are Haygood will dismiss with prejudice all claims against San Francisco in these lawsuits and all complaints filed with the California Department of Fair Employment and Housing, the Department of Labor and any other administrative action, and Haygood will reimburse the City for payments of certain wages and benefits if she returns to City employment on or before January 17, 2007. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

040433 [Report of assessment costs for sidewalk and curb repairs - DPW Order No. 174,747]

Resolution approving report of assessment costs submitted by the Director of Public Works for sidewalk and curb repairs ordered to be performed by said Director pursuant to Sections 707 and 707.1 of the Public Works Code, the costs thereof having been paid for out of a revolving fund, and amending Public Works Order No. 174,311 by deleting the assessed cost of sidewalk repairs at 449 Frederick Street. (Public Works Department) . SCHEDULED FOR PUBLIC HEARING.

040434 [Settlement of Claim - State Farm Insurance Company as Subrogee for Ginny Pizzardi]

Resolution approving the settlement of the unlitigated claim filed by State Farm Insurance Company as Subrogee for Ginny Pizzardi against San Francisco for \$27,904.60; Claim No. 04-01488 was filed on November 25, 2003. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

040484 [Evaluate a mobile intervention to a late night population of men who have sex with men to reduce their risk of HIV/STD and substance use harm]

Resolution authorizing the San Francisco Department of Public Health, AIDS Office, (SFDPH, AIDS) to accept retroactively and expend a grant in the amount of \$106,788 from the Regents of the University of California San Francisco, Universitywide AIDS Research Program (UCSF,UARP) to evaluate a mobile intervention to a late night population of men who have sex with men to reduce their risk of HIV/STD and substance use harm and to enter into an agreement for the use of these funds; for the period of February 1, 2004 to July 31, 2005. (Public Health Department) Supervisor Duffy presented. REFERRED TO DEPARTMENT.

040507 [Drug court partnership program for non-violent drug offenders]

Resolution authorizing the San Francisco Department of Public Health (SFDPH) to accept retroactively and expend a grant in the amount of \$425,175 from the California Department of Health Services (CDHS) to provide drug court partnership funds and to enter into an agreement for the use of these funds; for the period of July 1, 2003, to June 30, 2004. (Public Works Department) Supervisor Duffy presented. REFERRED TO DEPARTMENT.

040569 [Outreach Advertising]

Resolution designating El Latino to be the outreach newspaper of the City and County of San Francisco for the Hispanic community; Asian Week to be the outreach newspaper of the City and County of San Francisco for the Chinese community; and, the San Francisco Bay View to be the outreach newspaper of the City and County of San Francisco for the African American community, to provide outreach advertising services for the fiscal year commencing July 1, 2004 and ending June 30, 2005. (Purchaser) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

040570 [Contracting Out Janitorial Services, Department of Parking and Traffic, FY 03-04]

Resolution concurring with the Controller's certification that janitorial services can be practically performed by private contractor for lower cost than similar services performed by City and County employees for Fiscal Year 2003-2004. (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

040571 [Contracting Out Janitorial Services, Department of Parking and Traffic, FY 04-05]

Resolution concurring with the Controller's certification that janitorial services can be practically performed by private contractor for lower cost than similar services performed by City and County employees for Fiscal Year 2004-2005. (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

040575 [IHSS Contract Approval - IHSS Consortium of San Francisco]

Resolution approving the contract between the City and County of San Francisco and the IHSS Consortium of San Francisco for the provision of In-Home Supportive Services for the period from July 1, 2004 to June 30, 2005, in the amount of \$16,085,136. (Human Services Department) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

Board Minutes for April 13, 2004 approved.

Requests Granted

From: Supervisor Peskin

To: Director, Department of Public Health

Requesting/Inquiring: What were the terms of negotiations which took place prior to the sick-out by the Radiologic Technology staff at San Francisco General Hospital on April 30, 2004?

What is the current status of the radiologic technologists staffing shortage in the Radiology Department?

What is the current salary of radiologic technologists compared to Bay Area Hospitals?

What are the current terms of negotiations with radiologic technology staff at San Francisco General Hospital?

From: Supervisor McGoldrick

To: City Attorney

Requesting/Inquiring: To draft an ordinance to establish a golf club rate for golf play on CCSF golf courses, and to define what constitutes a golf club for purposes of the ordinance.

From: Supervisor Maxwell

To: City Attorney

Requesting/Inquiring: To draft legislation (1) declaring maximum protection of neighborhoods from parking and traffic impacts from events at Candlestick Park as official city policy and (2) re-establishing the Candlestick Park Transportation Task Force.

From: Supervisor Maxwell

To: City Attorney

Requesting/Inquiring: Requesting report from the City Attorney's Office that details the following information for the most recent three-year period for which information is available, sorted by city department:

1. The number of claims filed, and the nature of these claims.
2. The number of claims settled, the nature of these claims, and the dollar amount paid by the city for each claim.

Supervisor Maxwell requests that this report is submitted to the Board of Supervisors by June 15, 2004.

From: Supervisor Maxwell

To: Director, Department of Parking and Traffic

Requesting/Inquiring: To conduct an investigation of the feasibility to install traffic signals or stop signs at the intersection of Leland Avenue and Cora Street. There are many day care centers around the Visitacion Valley Playground at this intersection; it is a hazard for pedestrians. Officer James Richards of the Ingleside Station (424-5452) is a foot patrol officer for this area and he has witnessed, on many occasions, cars speeding across Leland Avenue and down Cora Street.

Supervisor Maxwell requests that this report is provided to her office by July 2, 2004.

From: Supervisor Maxwell

To: Chief, Police Department

Requesting/Inquiring: Requesting a report on the use of California Highway Patrol for a three-day enforcement operation in San Francisco's Southeast neighborhoods.

Please include the following in the report:

1. How the decision was made to undertake the enforcement operation, including who within the City (Mayor, Board of Supervisors, Police Commission) was notified as well as who in the public was notified.
2. The number of cars stopped by the Highway Patrol.
3. The number of citations and arrests made by the Highway Patrol, and for what violations.
4. The number of persons issued citations or arrested who have a record of violent crimes.
5. The number of persons issued citations or arrested who are suspects in homicide cases.
6. The criteria by which the operation will be evaluated by the Police Department.
7. The decision-making process by which the department will decide whether or not to proceed with a similar operation in the future.

Supervisor Maxwell requests that this report is submitted to the Board of Supervisors by June 1, 2004.

From: Supervisor Hall

To: City Attorney

Requesting/Inquiring: To draft legislation that makes it easier for low to middle income earners, the elderly, and the disabled to be able to purchase their own unit within their apartment, and at the same time assure those who do not purchase their unit, to be granted a lifetime lease, and to make sure that they continue to receive the same protections under rent control.

From: Supervisor Ma

To: General Manager, Recreation and Park Department

Requesting/Inquiring: To explain the department's policy on the posting and removal of documents not authored by department staff on the department's website.

In Memoriams

Allen Cohen (Supervisor Gonzalez)

Ray Bass (Supervisors Dufty, Daly)

Thom Gunn (Supervisors Dufty, Gonzalez)

Mr. "Daddy" Allan H. Selby (Supervisor Dufty)

Chrysanthy "Soula" Leones (Supervisors Sandoval, Ma)

Kenneth Gilmore (Supervisor Peskin)

Charles "Chuck" Crayton (Supervisors Dufty, Maxwell, Ma)

Hilda Williams (Supervisors Gonzalez, Daly)

Patrick P. Maes (Supervisor Dufty)

Aronold Stirewalt Gridley (Supervisor Ma)

Monsignor Thomas Merson (Entire Board)

Marguerite Ann Costello (Supervisors Dufty, Ammiano, Ma)

Cammrin Boyd (Supervisor Daly)

Max Besler (Supervisor Daly)

Thomas Layne (Supervisor Maxwell)

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BOARD of SUPERVISORS



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San Francisco, CA 94102-4689
Tel. No. 554-5184
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**≡ Legislation Introduced
Including All Off-Calendar Items
May 18, 2004**

OFF-AGENDA LEGISLATION

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Ordinances

040656 [19th Avenue Transportation Safety Enhancement]

Ordinance amending the San Francisco Administrative Code by adding Section 10.100-369 to require that revenues from fines for traffic violations on the segment of State Highway Route 1 beginning at 19th Avenue and Junipero/Serra Boulevard and ending at State Highway Route 101 and Lake be appropriated for the Nineteenth Avenue Transportation Safety Enhancement Project and making the San Francisco County Transportation Authority responsible for the conceptual and preliminary design of the project and the fiscal agent for the project. Supervisor Hall presented. RECEIVED AND ASSIGNED to Land Use Committee.

040657 [Fee Adjustments]

Ordinance amending the San Francisco Planning Code by amending Article 3.5 and amending the San Francisco Administrative Code by amending Sections 31.22 and 31.23 to adjust fees for Planning Department services. Supervisor Peskin presented. ASSIGNED UNDER 30 DAY RULE to Finance and Audits Committee.

040592 [Payroll Expense Tax Exclusion for Bioscience Business]

Ordinance amending the Payroll Expense Tax Ordinance to establish a tax exclusion for bioscience businesses, as specified. Supervisors Alioto-Pier, Ma presented. ASSIGNED to Finance and Audits Committee.

Resolutions

040650 [Honoring Michael and Millianne Lehmann]

Resolution honoring Michael and Millianne Lehmann and declaring May 28, 2004 as "Michael and Millianne Lehmann Day" in the City and County of San Francisco. Supervisor McGoldrick presented. APPROVED.

040653 [Urging DPT to install 4-way STOP signs at the intersection of Castro and 23rd Streets]

Resolution urging the Department of Parking and Traffic to install 4-way STOP signs at the intersection of Castro and 23rd Streets. Supervisor Dufty presented. RECEIVED AND ASSIGNED to Land Use Committee.

040654 [Urging SFSU to continue full funding for its School of Social Work]

Resolution urging San Francisco State University to continue full funding for its School of Social Work. Supervisor Dufty presented. RECEIVED AND ASSIGNED to City Services Committee.

040655 [Mortgage Credit Certificates]

Resolution authorizing an application to the California Debt Limit Allocation Committee to permit the issuance of Mortgage Credit Certificates. Supervisor Alioto-Pier presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

040658 [Housing Bonds]

Resolution determining and declaring that the public interest and necessity demand municipal improvements consisting of the acquisition, rehabilitation, renovation, improvement, construction or reconstruction by the City and County of San Francisco of housing for qualifying individuals and families and to provide financial assistance to qualifying individuals and families to purchase housing in the City, and all other works, property and structures necessary or convenient for the foregoing purposes, that the estimated cost of \$185,000,000 for said municipal improvements is and will be too great to be paid out of the ordinary annual income and revenue of said City and County and will require the incurring of bonded indebtedness; finding the proposed project is in conformity with the priority policies of Planning Code Section 101.1(b) and with the general plan consistency requirement of Administrative Code Section 2a. Mayor, Supervisors Peskin, Ammiano, Duffy, Maxwell, Alioto-Pier presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

040659 [Refunding San Francisco Courthouse Project Certificates of Participation (Series 1995)]

Resolution approving the execution and delivery of refunding certificates of participation to refinance, in whole and/or in part, the \$40,635,000 outstanding Certificates of Participation (San Francisco Courthouse Project) Series 1995; approving the form of a first supplement to property and facility lease by and between the City and County of San Francisco (the "City") and U.S. Bank Trust National Association (the "Trustee"); approving the form of a first supplement to project lease between the Trustee and the City; approving the form of a first supplement to trust agreement between the City and the Trustee; approving the form of an escrow agreement between the City and BNY Western Trust Company; approving the form of the official notice of sale and the notice of intention to sell for the refunding certificates of participation; directing the publication of the notice of intention to sell for the refunding certificates of participation; approving the form of the official statement in preliminary and final form; approving the form of the continuing disclosure certificate; authorizing the payment of cost of issuance; and ratifying previous actions taken in connection therewith. Mayor, Supervisor Hall presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

040660 [Mortgage Revenue Bonds]

Resolution declaring the intent of the City and County of San Francisco (the "City") to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing (the "Director") to submit an application and related documents to the California Debt Limit Allocation Committee ("CDLAC") to permit the issuance of qualified mortgage bonds in an aggregate principal amount not to exceed \$25,000,000; authorizing and directing the Director to deposit with the Controller's Office an amount not to exceed \$125,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to the deposit to the State of California if the City fails to issue the qualified mortgage bonds; and authorizing and directing the execution of any documents necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the Project (as defined herein) and the application. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

040605 [Commodity Supplemental Food Program]

Resolution urging the Mayor, the California Department of Education and the United States Department of Agriculture to allocate funding to allow the Commodity Supplemental Food Program to remain in San Francisco Supervisors Duffy, Daly, Ma, Ammiano, Maxwell presented. REFERRED to Budget Committee.

040668 [Commodity Supplemental Food Program]

Resolution urging the Mayor, the California Department of Education and the United States Department of Agriculture to allocate funding to allow the Commodity Supplemental Food Program to remain in San Francisco. Supervisors Duffy, Alioto-Pier, Ammiano, Daly, Ma, Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040669 [Supporting AB 2857]

Resolution supporting California Assembly Bill 2857 (AB 2857), which would amend California Revenue and Taxation Code Section 1604 in view of a recent Court of Appeal decision by providing that where a county board of equalization ("CBOE;" in some counties, a/k/a the assessment appeals board or "AAB") does not timely decide taxpayer's application for a one-year reduction of assessed value of real property (based on a decline in value, usually attributed to market downturn) or personal property on the local property tax rolls, the taxpayer's opinion of value will be entered on the roll as the basis for calculating property taxes only for the one tax year covered by the application and not for multiple subsequent tax years. Supervisor Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 040670 [Contract Approval - SFGH Services Building seismic upgrade and repair sole source consulting engineer services agreement exceeding ten years]**
Resolution approving the award of a contract by the City and County of San Francisco, through its Department of Public Works, to Forrell-Elssesser Engineers, Inc. for consulting engineer services for the San Francisco General Hospital Services Building Seismic Upgrade. Supervisor Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 040671 [Condemning the federal raid in the immigrant community]**
Resolution urging the Federal Bureau of Investigations and the Immigrations and Customs Enforcement to send a well-publicized message to the immigrant community in San Francisco that INS raids will not be pursued in immigrant communities. Supervisor Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 040672 [Urging the relocation of Peter Voulkos' bronze sculpture currently sited at the Hall of Justice]**
Resolution urging the relocation of Peter Voulkos' sculpture currently sited at the Hall of Justice due to its inaccessibility, poor siting, lack of public viewing and neglect as a major work of art in San Francisco. Supervisor Gonzalez presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 040673 [Recognizing May 2004 as Foster Care Month]**
Resolution recognizing May 2004 as Foster Care Month. Supervisors Maxwell, Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 040674 [Commending Ralph D. House]**
Resolution commending Ralph D. House for his dedication and exemplary service to the community Supervisor Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Charter Amendments

- 040641 [Charter Amendment - Office of Economic Analysis; Economic Development Plan]**
Charter amendment (First Draft) by adding Section 2.118, to create an Office of Economic Analysis under the Board of Supervisors, and by adding Section 16.124, to require the Office of Economic Analysis to prepare an annual Economic Development Plan for the City. Supervisor Alioto-Pier presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.
- 040642 [Charter Amendment - Authorizing health plans for City residents]**
Charter amendment (First Draft) by amending Section 12.200 of the Charter and Section A8.421 of Appendix A of the Charter to authorize the Health Service Board to offer health plans to City residents. Supervisor Daly presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.
- 040643 [Charter Amendment - Health Service System]**
Charter amendment (First Draft) by amending Sections 10.102, 10.103, 12.200 and 12.201 of the Charter and Sections A8.423, A8.427 and A8.428 of Appendix A of the Charter and adding Section A8.428-1 to Appendix A of the Charter to place administration of the Health Service System under the jurisdiction of the Health Service Board; replace the City Attorney seat on the Health Service Board with an elected seat; adjust the employers' contribution for health benefits; modify the application of the credit for Medicare premiums; and increase the years of service required for new employees to qualify for subsidized health benefits at retirement. Supervisor Daly presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.
- 040644 [Charter Amendment - Anti-Homicide Plan; DNA Crime Lab Funding; Survivor Assistance; Violence Prevention Programs]**
Charter amendment (First Draft) by adding Section 16.126 to: establish a San Francisco Anti-Homicide Plan; require Police Department and District Attorney investigators to give homicide investigation a top priority; require full funding for forensic biology (DNA crime lab); create a Survivors' Advocate and a City fund to pay specified expenses for survivors of homicide victims; and, fund violence prevention programs identified in the Plan for the next five fiscal years in an amount not to exceed \$5 million per year. Supervisors Daly, Maxwell presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

040645 [Charter Amendment - Non-Citizen Voting in School Board Elections]

Charter amendment (First Draft) by adding Section 13.111 to authorize San Francisco residents 18 years of age or older who have children in the San Francisco Unified School District to vote in elections for the Board of Education, regardless of whether the resident is a United States citizen, and to direct the Board of Supervisors implement, by ordinance, non-citizen voting in School Board elections. Supervisors Gonzalez, Ammiano, Daly, Maxwell, McGoldrick presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

040646 [Charter Amendment - Increasing the retirement benefits payable to the qualified survivors of certain police officers and firefighters who die in the line of duty]

Charter amendment (First Draft) by amending Sections A8.586-4, A8.588-4, A8.597-4 and A8.598-4 to increase the benefits payable to the qualified survivors of certain police officers and firefighters who die in the line of duty. Supervisor Hall presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

040647 [Charter Amendment - Board to set annual salary for Director of MTA, subject to \$250,000 cap; Board to approve Director's contract; Board's line item veto of expenditures and proposed fares in MTA budget; Controller to administer MTA quality review]

Charter amendment (First Draft) by amending Sections 8A.102, 8A.106, and 8A.107, to provide that: the Board of Supervisors shall set the annual salary of the Director of Transportation of the Municipal Transportation Agency, which shall not exceed \$250,000; the Board of Supervisors must approve the contract between the Municipal Transportation Agency and the Director of Transportation; the Board may reduce or reject any expenditure contained in the Agency's base budget, and may reject any proposed fare; and, the Controller, rather than the Agency, shall administer the biennial municipal transportation quality review survey and study. Supervisor Sandoval presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

040648 [Charter Amendment - Establishing Rent Board in Charter, Mayor appoints three members and Board of Supervisors appoints four, renter and non-renter seats allocated per census data percentages of each]

Charter amendment (First Draft) by adding Section 4.135 to establish the Residential Rent Stabilization and Arbitration Board in the Charter, to increase its membership from five to seven members, to provide that the Mayor will appoint three members and the Board of Supervisors will appoint four members, and to allocate the seven seats among renters and non-renters according to the percentages of renter occupied housing units and owner occupied housing units in San Francisco as reported in the ten-year federal census. Supervisor Daly presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

040649 [Charter Amendment - Requiring SFUSD to either appoint a controller or agree to use the City Controller for specified fiscal oversight functions in order to continue to receive funding for the Public Education Enrichment Fund]

Charter amendment (First Draft) by amending Section 16.123-2 to require as a condition of continuing to receive funding from the Public Education Enrichment Fund that the San Francisco Unified School District agree to form a committee of School District, City, and State officials that would send the Board of Education three nominees from which the Board could either select a person to serve as School District Controller, or alternatively, enter into a contract with the City to have the City Controller perform specified fiscal oversight functions. Supervisors Ammiano, Daly presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

Motion

040640 [Needle Exchange Emergency]

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program. Supervisors Ammiano, Daly, Peskin, McGoldrick, Maxwell, Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

040651 [SFUSD's contracting out policies]

Hearing to review and consider San Francisco Unified School District's contracting out policies, specifically with regard to construction management services and personal/professional services contracts that could be performed by civil service employees. Supervisor Ammiano presented. RECEIVED AND ASSIGNED to City and School District Select Committee.

040652 [Telecommunications Plan Update]

Hearing on the Telecommunications Plan Update to address the recommendations of the Telecommunications Commission. Supervisor Ma presented. RECEIVED AND ASSIGNED to City Services Committee.

PROPOSED ORDINANCES

040620 [Traffic Code - Adding Section 32.6.32 restricting parking around the U.S. Court of Appeals building to law enforcement vehicles only]

Ordinance adding Section 32.6.32 to the San Francisco Traffic Code restricting parking adjacent to the United States Court of Appeals building on part of Stevenson Street to law enforcement vehicles only. (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Land Use Committee.

040621 [Traffic Code - Amending Section 71b Towing of Vehicles Obstructing the Normal Flow of Traffic]

Ordinance adding violation of Section 39 of the San Francisco Traffic Code, which prohibits vehicles not authorized by the Chief of Police from standing in any taxicab stand, to the list of violations for which a vehicle may be towed pursuant to Section 71b of the San Francisco Traffic Code, Towing of Vehicles Obstructing the Normal Flow of Traffic. (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Land Use Committee.

040622 [Traffic Code - Adding Section 32.6.33 restricting parking around the INS/Customs Buildings to law enforcement vehicles only]

Ordinance adding Section 32.6.33 to the San Francisco Traffic Code restricting parking around the periphery of the INS/Customs Buildings on parts of Jackson Street, Washington Street and Battery Street to law enforcement vehicles only. (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Land Use Committee.

PROPOSED RESOLUTIONS

040576 [Renew Revolving Loan Funds Agreement with State]

Resolution authorizing the Office of the District Attorney to renew its current agreement with the California Victim Compensation and Government Claims Board, an agent of the State of California, for a revolving loan fund in the amount of \$75,000 to be used to pay for verified funeral/burial expenses and emergency relocation for victims of domestic violence and sexual assault. (District Attorney) . RECOMMENDED...

040617 [STOP Intersections]

Resolution designating certain intersections as "STOP" intersections.

STOP SIGNS - ESTABLISH

Mariposa Street, stopping Mariposa Street at Florida Street, making this intersection an All-Way STOP;

Mariposa Street, stopping Mariposa Street at Hampshire Street, making this intersection an All-Way STOP;

22nd Street, stopping 22nd Street at Alabama Street, making this intersection an All-Way STOP;

Hillway Avenue, stopping Hillway Avenue at Parnassus Avenue, controlling the stem to this T-intersection; and

Broderick Street, stopping Broderick Street at Jefferson Street, making this intersection an All-Way STOP. (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Land Use Committee.

040645 [Charter Amendment - Non-Citizen Voting in School Board Elections]

Charter amendment (First Draft) by adding Section 13.111 to authorize San Francisco residents 18 years of age or older who have children in the San Francisco Unified School District to vote in elections for the Board of Education, regardless of whether the resident is a United States citizen, and to direct the Board of Supervisors implement, by ordinance, non-citizen voting in School Board elections. Supervisors Gonzalez, Ammiano, Daly, Maxwell, McGoldrick presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

040646 [Charter Amendment - Increasing the retirement benefits payable to the qualified survivors of certain police officers and firefighters who die in the line of duty]

Charter amendment (First Draft) by amending Sections A8.586-4, A8.588-4, A8.597-4 and A8.598-4 to increase the benefits payable to the qualified survivors of certain police officers and firefighters who die in the line of duty. Supervisor Hall presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

040647 [Charter Amendment - Board to set annual salary for Director of MTA, subject to \$250,000 cap; Board to approve Director's contract; Board's line item veto of expenditures and proposed fares in MTA budget; Controller to administer MTA quality review]

Charter amendment (First Draft) by amending Sections 8A.102, 8A.106, and 8A.107, to provide that: the Board of Supervisors shall set the annual salary of the Director of Transportation of the Municipal Transportation Agency, which shall not exceed \$250,000; the Board of Supervisors must approve the contract between the Municipal Transportation Agency and the Director of Transportation; the Board may reduce or reject any expenditure contained in the Agency's base budget, and may reject any proposed fare; and, the Controller, rather than the Agency, shall administer the biennial municipal transportation quality review survey and study. Supervisor Sandoval presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

040648 [Charter Amendment - Establishing Rent Board in Charter, Mayor appoints three members and Board of Supervisors appoints four, renter and non-renter seats allocated per census data percentages of each]

Charter amendment (First Draft) by adding Section 4.135 to establish the Residential Rent Stabilization and Arbitration Board in the Charter, to increase its membership from five to seven members, to provide that the Mayor will appoint three members and the Board of Supervisors will appoint four members, and to allocate the seven seats among renters and non-renters according to the percentages of renter occupied housing units and owner occupied housing units in San Francisco as reported in the ten-year federal census. Supervisor Daly presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

040649 [Charter Amendment - Requiring SFUSD to either appoint a controller or agree to use the City Controller for specified fiscal oversight functions in order to continue to receive funding for the Public Education Enrichment Fund]

Charter amendment (First Draft) by amending Section 16.123-2 to require as a condition of continuing to receive funding from the Public Education Enrichment Fund that the San Francisco Unified School District agree to form a committee of School District, City, and State officials that would send the Board of Education three nominees from which the Board could either select a person to serve as School District Controller, or alternatively, enter into a contract with the City to have the City Controller perform specified fiscal oversight functions. Supervisors Ammiano, Daly presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

Motion

040640 [Needle Exchange Emergency]

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program. Supervisors Ammiano, Daly, Peskin, McGoldrick, Maxwell, Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

040651 [SFUSD's contracting out policies]

Hearing to review and consider San Francisco Unified School District's contracting out policies, specifically with regard to construction management services and personal/professional services contracts that could be performed by civil service employees. Supervisor Ammiano presented. RECEIVED AND ASSIGNED to City and School District Select Committee.

040652 [Telecommunications Plan Update]

Hearing on the Telecommunications Plan Update to address the recommendations of the Telecommunications Commission. Supervisor Ma presented. RECEIVED AND ASSIGNED to City Services Committee.

PROPOSED ORDINANCES

040620 [Traffic Code - Adding Section 32.6.32 restricting parking around the U.S. Court of Appeals building to law enforcement vehicles only]

Ordinance adding Section 32.6.32 to the San Francisco Traffic Code restricting parking adjacent to the United States Court of Appeals building on part of Stevenson Street to law enforcement vehicles only. (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Land Use Committee.

040621 [Traffic Code - Amending Section 71b Towing of Vehicles Obstructing the Normal Flow of Traffic]

Ordinance adding violation of Section 39 of the San Francisco Traffic Code, which prohibits vehicles not authorized by the Chief of Police from standing in any taxicab stand, to the list of violations for which a vehicle may be towed pursuant to Section 71b of the San Francisco Traffic Code, Towing of Vehicles Obstructing the Normal Flow of Traffic. (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Land Use Committee.

040622 [Traffic Code - Adding Section 32.6.33 restricting parking around the INS/Customs Buildings to law enforcement vehicles only]

Ordinance adding Section 32.6.33 to the San Francisco Traffic Code restricting parking around the periphery of the INS/Customs Buildings on parts of Jackson Street, Washington Street and Battery Street to law enforcement vehicles only. (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Land Use Committee.

PROPOSED RESOLUTIONS

040576 [Renew Revolving Loan Funds Agreement with State]

Resolution authorizing the Office of the District Attorney to renew its current agreement with the California Victim Compensation and Government Claims Board, an agent of the State of California, for a revolving loan fund in the amount of \$75,000 to be used to pay for verified funeral/burial expenses and emergency relocation for victims of domestic violence and sexual assault. (District Attorney) . RECOMMENDED...

040617 [STOP Intersections]

Resolution designating certain intersections as "STOP" intersections.

STOP SIGNS - ESTABLISH

Mariposa Street, stopping Mariposa Street at Florida Street, making this intersection an All-Way STOP;

Mariposa Street, stopping Mariposa Street at Hampshire Street, making this intersection an All-Way STOP;

22nd Street, stopping 22nd Street at Alabama Street, making this intersection an All-Way STOP;

Hillway Avenue, stopping Hillway Avenue at Parnassus Avenue, controlling the stem to this T-intersection; and

Broderick Street, stopping Broderick Street at Jefferson Street, making this intersection an All-Way STOP. (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Land Use Committee.

040618 [Traffic Regulations, Various Streets]

Resolution enacting and rescinding traffic regulations on various streets.

NO LEFT TURN, 7 AM TO 9 AM AND 4 PM to 6 PM, EVERYDAY EXCEPT SUNDAYS - ESTABLISH
Columbus Avenue, northbound and southbound, at Filbert Street.

NO LEFT TURN - ESTABLISH
Idora Avenue, northbound, to westbound Woodside Avenue.

TRANSIT AND TAXIS ONLY ON EVENT DAYS AT CANDLESTICK PARK - ESTABLISH
Giant's Drive, south of Ingerson Avenue (Candlestick Park Bus Loop Roadway)
Ingerson Avenue, between Giant's Drive and Hawes Street.

NO LEFT TURN AFTER BALLPARK EVENTS - ESTABLISH
4th and Channel Streets, from northbound 4th Street (Lot B exit) to westbound Channel Street. (Parking and Traffic
Department) . RECEIVED AND ASSIGNED to Land Use Committee.

040619 [Parking Regulations, Various Locations]

Resolution enacting and rescinding parking regulations at various locations.

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH

La Salle Avenue, north side, along the bulb-out across from the entrance to Osceola Lane (65 feet);
La Salle Avenue, north side, along the bulb-out at the entrance to Gloria R. Davis School (108 feet);
La Salle Avenue, south side, along the western bulb-out curb return at the closed-off portion of Osceola Lane (31 feet);
La Salle Avenue, south side, along the western and eastern bulb-out curb returns at Whitfield Lane (40 feet and 34 feet, respectively); and
La Salle Avenue, north side, along the bulb-out contiguous to Ingalls Street (64 feet).

TOW-AWAY, NO STOPPING, 7 AM - 5 PM SCHOOL DAYS - RESCIND

TOW-AWAY, NO STOPPING, 7 AM - 6 PM SCHOOL DAYS - ESTABLISH

Washington Street, south side, between Stockton and Powell Streets.

TOW-AWAY NO STOPPING ANYTIME - ESTABLISH

Monterey Boulevard, north side, at Circular Avenue, from the west end of the driveway of 66 Monterey Boulevard to the east end of the driveway of 76 Monterey Boulevard.

ANGLE PARKING - RESCIND

Point Lobos Avenue, from 17 feet west of the eastern edge of 1090 Point Lobos Avenue to 80 feet easterly.

RESIDENTIAL PERMIT PARKING AREA "N" (2-HOUR TIME LIMIT, 9 AM - 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH

14th Avenue, both sides, between Anza Street and Geary Boulevard (400 block); and
Cabrillo Street, both sides, between 14th and 15th Avenues (1300 block).

RESIDENTIAL PERMIT PARKING AREA "Z" (2-HOUR TIME LIMIT, 8 AM - 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH

Church Street, both sides, between 26th and Cesar Chavez Streets (a portion of the 1400 block).

RESIDENTIAL PERMIT PARKING AREA "O" (2-HOUR TIME LIMIT, 8 AM - 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH

20th Avenue, west side, between Ulloa and Vicente Streets (2500 block).

RESIDENTIAL PERMIT PARKING AREA "R" (2-HOUR TIME LIMIT, 9 AM - 6 PM, MONDAY THROUGH SATURDAY) - ESTABLISH

Willow Street, south side (odd numbers only), between Buchanan and Laguna Streets (600 block); and
Note: Signs will not be posted on this block because of the No Parking restrictions, but residents will be able to purchase permits.

1200 and 1300 blocks of Buchanan Street, east side (even numbers only), between Larch Way and Willow Street.

Note: Signs will not be installed on the 1200 block of Buchanan Street until the parking occupancy of 80% is met, but residents will be able to purchase permits.

RESIDENTIAL PERMIT PARKING AREA "J" (2-HOUR TIME LIMIT, 8 AM - 5 PM, MONDAY THROUGH FRIDAY) - ESTABLISH

Stanyan Street, both sides, between Belgrave Avenue and Rivoli Street.

RESIDENTIAL PERMIT PARKING AREA "S" (2-HOUR TIME LIMIT, 8 AM - 9 PM, MONDAY THROUGH FRIDAY) - ESTABLISH

Hickory Street, south side, between Gough and Octavia Streets; and
Lily Street, both sides, between Gough and Octavia Streets.

Note: "No Parking Anytime" signs will not be removed from the north side of Lily Street, but residents will be able to purchase permits).

RESIDENTIAL PERMIT PARKING AREA "W" (2-HOUR TIME LIMIT, 8 AM - 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH

23rd Street, both sides, between Carolina and De Haro Streets.

TWO-HOUR PARKING, 7 AM TO 6 PM, EXCEPT SUNDAY - RESCIND
RESIDENTIAL PERMIT PARKING AREA "U" (2-HOUR TIME LIMIT, 8 AM - 10 PM, MONDAY THRU SUNDAY) - ESTABLISH
Chesley Street, east side, between Harrison Street and southern terminus.

RESIDENTIAL PERMIT PARKING AREA "U" (2-HOUR TIME LIMIT, 8 AM - 10 PM, MONDAY THRU SUNDAY) - ESTABLISH
1126 - 1130 Harrison Street, north side, between 7th and 8th Streets (Signs will not be posted on this street, but residents will be able to purchase permits).
1161 - 1161A Harrison Street and 1163 - 1165 Harrison Street, south side, between 7th and 8th Streets (Signs will not be posted on this street, but residents will be able to purchase permits).

PERPENDICULAR (90-DEGREE ANGLE) PARKING - ESTABLISH
Noe Street, east side, from 17th Street to Market Street;
14th Street, south side, between Buena Vista Terrace and Roosevelt Way; and
Treat Avenue, west side, from the southern limit of the 1602 Treat Avenue curb-cut to the southern terminus of Treat Avenue.

TOW-AWAY, NO PARKING ANYTIME - ESTABLISH
Treat Avenue, between the driveways of 1609 and 1615 Treat Avenue (25-foot zone).

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH
164 Lucky Street, west side, from 171 feet to 198 feet north of 26th Street (27-foot zone).

NO PARKING ANYTIME - RESCIND
167 Lucky Street, east side, between the north and south property lines.

NO PARKING, 6 PM TO 8 PM, EXCEPT SATURDAY AND SUNDAY - RESCIND
Harrison Street, west side, from 15th Street to 180 feet northerly.

UNMETERED MOTORCYCLE PARKING - ESTABLISH
Baker Street, east side, between the driveways of 420 and 430 Baker Street (6-foot zone).
620-624 - 6th Avenue, east side, from 129 feet to 134 feet south of Balboa Street (One space between driveways in front of 624 - 6th Avenue only. The remainder of the curb to be painted red.)

ANGLE (60-DEGREE ANGLE) PARKING - ESTABLISH
Randolph Street, north side, from 72 feet west of Arch Street to 115 feet west of Arch Street.

TOW-AWAY, NO STOPPING ANYTIME - RESCIND
UNMETERED MOTORCYCLE PARKING - ESTABLISH
Kaplan Lane, east side, from Clementina Street to the northern terminus.

TOW-AWAY, NO PARKING ANYTIME - ESTABLISH
Opposite Frontage of 1351-1355 De Haro Street (within area currently marked unofficially for No Parking).

NO PARKING ANYTIME - ESTABLISH
Panama Street, both sides, west of Niantic Avenue to the terminus.

NO PARKING ANYTIME 9 AM TO 2 PM, EXCEPT SUNDAYS - RESCIND
NO PARKING ANYTIME, 8 AM TO 4 PM, SCHOOL DAYS - ESTABLISH
Phelan Avenue, west side, between Flood and Staples Avenues.

TWO-HOUR PARKING, 8 AM TO 4 PM, EXCEPT SUNDAYS - RESCIND
TWO-HOUR PARKING, 8 AM TO 4 PM, SCHOOL DAYS - ESTABLISH
Montecito Avenue, south side, from Plymouth Avenue to Hazelwood Avenue.

TWO-HOUR PARKING, 8 AM TO 4 PM, EXCEPT SUNDAYS - RESCIND
TWO-HOUR PARKING, 8 AM TO 4 PM, SCHOOL DAYS - ESTABLISH
Hazelwood Avenue, east side, from Staples Avenue to Judson Avenue.

TWO-HOUR PARKING, 8 AM TO 4 PM, EXCEPT SUNDAYS - RESCIND
TWO-HOUR PARKING, 8 AM TO 4 PM, SCHOOL DAYS - ESTABLISH
Greenwood Avenue, south side, from Plymouth Avenue to Hazelwood Avenue.

TWO-HOUR PARKING, 7 AM TO 6 PM, EVERYDAY - RESCIND
TWO-HOUR PARKING, 7 AM TO 6 PM, SCHOOL DAYS - ESTABLISH
Colon Avenue, both sides, from Greenwood Avenue to Terminus.

TWO-HOUR PARKING, 8 AM TO 4 PM, EXCEPT SUNDAYS - RESCIND
TWO-HOUR PARKING, 8 AM TO 4 PM, SCHOOL DAYS - ESTABLISH

Valdez Avenue, east side, from Monterey Boulevard to Greenwood Avenue.

TWO-HOUR PARKING, 8 AM TO 4 PM, EXCEPT SATURDAYS AND SUNDAYS - RESCIND
PARKING HOURS, 8 AM TO 4 PM, SUNDAYS AND HOLIDAYS EXCEPTED - RESCIND
TWO-HOUR PARKING, 8 AM TO 4 PM, SCHOOL DAYS - ESTABLISH

Hazelwood Avenue, east side, from Monterey Boulevard to Staples Avenue. (Parking and Traffic Department) .
RECEIVED AND ASSIGNED to Land Use Committee RECEIVED AND ASSIGNED to Land Use Committee
RECEIVED AND ASSIGNED to Land Use Committee.

040623 [Accept-Expend State Grant]

Resolution authorizing the Office of the District Attorney to contract for, accept and expend \$646,037 allocated from the California Victim Compensation and Government Claims Board for a project entitled the Joint Powers Agreement with Victim and Witness Assistance Program for the period of July 1, 2004 through June 30, 2005. (District Attorney) .
RECOMMENDED...

040624 [Accept-Expend State Grant]

Resolution authorizing the Office of the District Attorney to contract for, accept and expend \$82,074 allocated from the California Victim Compensation and Government Claims Board for a project entitled the Criminal Restitution Compact for the period of July 1, 2004 through June 30, 2005. (District Attorney) . RECOMMENDED...

040625 [Adopting the 2004 Update to the Telecommunications Plan]

Resolution adopting the 2004 Update to the Telecommunications Plan, as adopted and forwarded by the San Francisco Telecommunications Commission. (Telecommunications and Information Services) . RECEIVED AND ASSIGNED to Land Use Committee.

Requests Granted

From: Supervisor Peskin

To: Director, Department of Public

Requesting/Inquiring: To report on the progress and timeline of implementing Ordinance No. 30-04, regarding the installation of slip resistant manhole, vaults, and sub-sidewalk basement covers, grilles, grates, or other lids on the public sidewalk; granting the Department of Public Works to enforce requirements, and to provide for administrative and civil penalties for violations, including the commencement of a hearing process regarding the standards (as requirement of the ordinance).

From: Supervisor Maxwell

To: Director, Port

Requesting/Inquiring: To submit report on how it will remedy the environmental, health and safety issues outlined in the Budget Analyst's April 26, 2004 audit. In particular, what immediate actions it will take to deal with the potential hazardous waste situation with the Pacific Cement site at Pier 80, cleanup of polychlorinated biphenyl (PCB) contaminated soil at Pier 70, and unguarded holes at Pier 90.

Supervisor Maxwell requests that this report be submitted to the Board of Supervisors by June 15, 2004.

From: Supervisor Maxwell

To: Controller

Requesting/Inquiring: To submit a list of all established city funds; for each fund list the requirements that guide the use of money and delineate the process to expend money from the fund.

Supervisor Maxwell requests that this report be submitted to the Board of Supervisors by June 8, 2004.

From: Supervisor Maxwell

To: Director, Planning Department

Requesting/Inquiring: Requesting record of the Inclusionary Housing Ordinance since its passage by the Board of Supervisors. Please provide the following information:

1. The street address and project sponsor for all projects that have been subject to the ordinance, including those with entitlements and those submitted but not fully entitled.
 2. Delineate those projects that have met the requirements of the ordinance through the inclusion of affordable units on-site, and list how many units were provided for each project.
 3. Delineate those projects that have met the requirements of the ordinance through payment to the Mayor's Office of Housing, and list the amount of payment for each project.
 4. Delineate those projects that have met the requirements of the ordinance through the provisions of affordable units off-site from the market rate project, list the street address for each corresponding off-site project, and list how many units were provided for each project.
 5. The street address and project sponsor for all projects that contain 9 units of housing, including those with entitlements and those submitted but not fully entitled.
- Supervisor Maxwell requests that this report be submitted to the Board of Supervisors by June 15, 2004.

From: Supervisor Duffy

To: Purchaser

Requesting/Inquiring: Requesting that the Purchaser advise the Board of Supervisors with respect to its responsibility to ensure compliance with the Minimum Compensation Ordinance of the City and County of San Francisco and whether Angelica Textile Services is in compliance.

In Memoriams

Brian A. Wilson (Supervisors Sandoval, Duffy)

Margaret Brady (Supervisor McGoldrick)

41 Library
100 Larkin Street
Government Information Center

BOARD of SUPERVISORS



City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Tel. No. 554-5184
TDD No. 554-5227

≡ Legislation Introduced
Including All Off-Calendar Items
May 25, 2004

OFF-AGENDA LEGISLATION

DOCUMENTS DEPT.

Introduced by Supervisors or Mayor

MAY 28 2004

SAN FRANCISCO
PUBLIC LIBRARY

Ordinances

- SF
S90
#13
5/25/04
- 040365 [Planning Code amendment to delete the requirement that changes in use to a retail coffee store or pharmaceutical and personal toiletries use are subject to the notification and review procedures of Section 312]
Ordinance amending Planning Code Section 312 to delete the requirement that changes of use per the use categories of Article 7, and changes in use to a retail coffee stores, as defined in Planning Code Section 790.102(n), or to a pharmaceutical and personal toiletries uses, as defined in Planning Code Section 790.102(c), or the addition of a prescription drug service where none previously existed within 3 years of an application for an addition, be subject to the notification and review procedures of Section 312; to add the requirement that changes of use to a formula retail use be subject to the notification and review procedures of Section 312; to add the requirement that building permit applications for a change of use to a bar, liquor store, walkup facility, full-service restaurant, large fast food restaurant, small self-service restaurant, massage establishment, outdoor activity, or adult or other entertainment use, receive review for compliance with Neighborhood Commercial Design Guidelines and have a notice posted on-site for a 15 calendar day period during which the permit will be held pending any request for discretionary review before the Planning Commission; to add the requirement that the Planning Department make available and update every six months its list of neighborhood organizations with interests in specific properties or areas; and to make findings of consistency with the priority policies of Planning Code Section 101.1 and the General Plan. Supervisors Gonzalez, Peskin, Maxwell, Duffy, Sandoval presented. ASSIGNED UNDER 30 DAY RULE to Land Use Committee.
- 040682 [Hotel Tax Allocation for International Arts Festival in San Francisco]
Ordinance amending Section 515.01 of Article 7 of the Business and Tax Regulations Code ("Hotel Tax") to add an international arts festival in San Francisco to the current allocation of Hotel Tax revenues to the Arts Commission for cultural equity initiatives, commissions to individual creative artists in all disciplines, project grants to small and midsize arts organizations, and art space initiatives or facilities acquisition programs. Supervisor Ammiano presented. ASSIGNED UNDER 30 DAY RULE to Finance and Audits Committee.
- 040683 [State contract funds for substance abuse treatment]
Resolution authorizing the San Francisco Department of Public Health, Community Behavioral Health Services (SFDPH,CBHS) to enter retroactively into a Combined Negotiated Net Amount and Drug Medi-Cal Agreement with the State of California Department of Alcohol and Drug Programs (DADP) for the term of July 1, 2004, through June 30, 2008 in the amount of \$57,686,688 and for the term of July 1, 2004 through June 30, 2005 in the amount of \$19,228,896 as a condition of receiving state funds and Drug Medi-Cal reimbursement for substance abuse treatment and prevention; holding DADP harmless from any and all claims resulting from the agreement; authorizing and designating the Director of SFDPH,CBHS to sign said Agreement and to approve amendments for less than ten percent (10%) of the contracted amount. Supervisor Duffy presented. RECEIVED AND ASSIGNED to City Services Committee.

040685 [Establishing and administering a Supplemental Tax Deferred Plan]
Ordinance adding Sections 16.62 through 16.62-3 to the San Francisco Administrative Code. Supervisor Sandoval presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

040687 [Deadlines for correction and review of ballot arguments]
Ordinance amending sections 535 and 590 of the Municipal Elections Code to: change the deadline for correction of errors in rebuttal ballot arguments from noon on the seventy-sixth day before the election to noon on the seventy-fifth day before the election, to be consistent with the deadline for correction of errors in paid ballot arguments; and change the public inspection periods for ballot arguments so that the periods for public review of proponent, opponent, rebuttal and paid arguments, and related materials, all end on the same date, sixty-four days before the election. Supervisor Peskin presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

Resolutions

040680 [Lease of Property - Empress Hotel]
Resolution authorizing and approving the lease by and between the City and County of San Francisco, for the Department of Public Health, as Tenant, and Empress, LLC, as Landlord, for the Empress Hotel located at 144 Eddy Street, San Francisco, CA 94102. Supervisor Daly presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

040684 [Public Information Pilot Project]
Resolution urging City Departments to share departmental database data for an informational pilot project with the San Francisco Survival Manual publication for the benefit of both community organizations and the larger city-wide community. Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to City Services Committee.

040686 [Transit Advertising Contract with Viacom Outdoor Inc.]
Resolution authorizing the Municipal Transportation Agency to execute a transit advertising contract with Viacom Outdoor Inc., for a term commencing July 1, 2004 and ending June 30, 2009, which offers a minimum total aggregate of revenue and services of \$16,425,000 during the five-year term of the contract. Mayor presented. RECEIVED AND ASSIGNED to Land Use Committee.

040691 [Commending Public Utilities Commission General Manager Patricia E. Martel]
Resolution commending Public Utilities Commission General Manager Ms. Patricia E. Martel. Supervisor Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040692 [Commending City Librarian Susan Hildreth]
Resolution commending City Librarian Susan Hildreth upon her departure from San Francisco to be the Director of the Tucson-Pima Public Library in Tucson, Arizona. Supervisor Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040693 [Gift-in-Place to the Recreation and Park Department]
Resolution accepting and expending a gift-in-place, valued at up to \$12,000,000, from the Stern Grove Festival Association to the Recreation and Park Department to fund construction for the renovation of Concert Meadow facilities in Sigmund Stern Grove and Pine Lake Park. Supervisor Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040694 [Commending Reclaim the Commons Mobilization]
Resolution commending Reclaim the Commons Mobilization for their concern for the health, safety, and well-being of the public and the environment, upholding San Francisco resolution no. 012-00-COE and the Precautionary Principle ordinance of 2003. Supervisor Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040695 [Opposing State Budget cuts to Child Care, Temporary Assistance to Needy Families, and In Home Support Services]

Resolution urging the State Legislature to oppose Governor Schwarzenegger's proposed budget cuts to Child Care, Temporary Assistance to Needy Families (TANF), and In Home Support Services (IHSS), urging the San Francisco's state legislative delegation to lead the way in finding additional resources, and urging Mayor Gavin Newsom to mitigate impending cuts. Supervisor Daly presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Hearings

040681 [Hearing - Health Service Reductions]

Hearing to discuss health service reductions (Bielenson Hearing). Supervisor Sandoval presented. ASSIGNED to Board of Supervisors.

040689 [Patient placement at Laguna Honda Hospital]

Hearing to consider the issue of patient placement at Laguna Honda Hospital and whether patients with incompatible diagnoses are being housed in the same facilities. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to City Services Committee.

040690 [San Francisco Redevelopment Agency's Minority Business Program]

Hearing to review the current economic thresholds within the San Francisco Redevelopment Agency's Minority Business Program to ensure that all certified Minority/Women/Local Businesses in the City and County of San Francisco have equal qualifying economic thresholds under the San Francisco Human Rights Commission standards. Supervisor Ma presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

Motions

040678 [Needle Exchange Emergency]

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program. Supervisors Ammiano, Daly, Peskin, McGoldrick, Maxwell, Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040679 [Committee of the Whole - Health service reductions (Bielenson Hearing)]

Motion scheduling a Committee of the whole to consider health service reductions (Bielenson Hearing), to be held on June 15, 2004 at 3:00 p.m. Supervisor Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040688 [Open Government Ordinance to provide for more public accessibility to policy body meetings and documents, and more public participation; safeguard the maintenance of records; make the Sunshine Ordinance Task Force a Commission]

Motion ordering submitted to the voters an ordinance authorizing the OPEN GOVERNMENT ORDINANCE at an election to be held on November 2, 2004. Supervisor Daly presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

Introduced by the President at the Request of Departments

PROPOSED ORDINANCES

040632 [Settlement of Lawsuit - Michael Stamper]

Ordinance authorizing settlement of the lawsuit filed by Michael Stamper against the City and County of San Francisco for \$157,500.00; the lawsuit was filed on October 31, 2003 in San Francisco Superior Court, Case No. 425-974, entitled Michael Lavon Stamper v. City and County of San Francisco, et al. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

040633 [General Plan Amendment in connection with 55 Ninth Street]

Ordinance amending the San Francisco General Plan in connection with approvals for the proposed State Compensation Workers Fund office building at 55 Ninth Street; adopting findings pursuant to the California Environmental Quality Act; and adopting findings that the General Plan amendments is consistent with the eight Priority Policies of Planning Code Section 101.1. (Planning Department) . ASSIGNED UNDER 30 DAY RULE to Land Use Committee.

040634 [Settlement of Lawsuit]

Ordinance ratifying the April 15, 2002 settlement of the lawsuit filed by City and County of San Francisco against Glometro Inc. and Nancy Ho Belli; the April 15, 2002 settlement agreement set forth various terms and required defendants to pay the amount of \$140,000; the lawsuit was filed on April 5, 2001 in San Francisco Superior Court, Case No. 320-263; entitled City and County of San Francisco et al. v. Glometro Inc., Nancy Ho Belli, et al. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

040661 [Zoning Map amendment reclassifying the height and bulk limits of Assessor's Block 3701, Lot 063]

Ordinance amending Zoning Map Sheet 7H of the City and County of San Francisco to reclassify the height and bulk limits of the property at 55 Ninth Street, Lot 063 in Assessor's Block 3701, from 120-X to 200-S, adopting findings pursuant to the California Environmental Quality Act, and making findings of consistency with the priority policies of Planning code Section 101.1 and the General Plan. (Planning Department) . ASSIGNED UNDER 30 DAY RULE to Land Use Committee.

PROPOSED RESOLUTIONS

040635 [Increase patient access to care by removing physical, linguistic and other barriers to care]

Resolution authorizing the San Francisco Department of Public Health (SFDPH) to accept retroactively and expend a grant in the amount of \$426,085 from the San Francisco Health Plan Access Enhancement Fund (SFHPAEF) to increase patient access to health care services and to enter into an agreement, which includes an indemnification clause, for the use of these funds; for the period of January 1, 2004, to June 30, 2006 (Public Health Department) Supervisor Duffy presented. RECEIVED AND ASSIGNED to City Services Committee.

040636 [Amendment to Lease of Real Property]

Resolution authorizing the amendment to lease of real property located at 598 Portola, San Francisco, California with Twin Peaks Petroleum, Inc., a California corporation doing business as Twin Peaks Auto Care (Tenant) successor in interest to Michael Gharib. (Real Estate Department) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

040637 [Grant of Regional Funds]

Resolution authorizing the Municipal Transportation Agency to accept and expend \$534,401 of Carl Moyer grant funds for the Municipal Railway Bus Catalyst Device Procurement, excluding administrative overhead costs. (Municipal Transportation Agency) . RECEIVED AND ASSIGNED to Land Use Committee.

040638 [Emergency Interim Agreement for Towing, Storage and Disposal of Abandoned and Illegally Parked Vehicles]

Resolution approving the Emergency Interim Service Agreement and Property Use License for Towing, Storage and Disposal of Abandoned and Illegally Parked Vehicles by and between the City and County of San Francisco and TEGSCO, LLC, d.b.a. San Francisco AutoReturn, and a Transition Agreement between the City, San Francisco AutoReturn, and City Tow. (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Land Use Committee.

Clerk to Act – May 25, 2004

Board Minutes for April 13, 2004 approved.

Requests Granted

From: Supervisor McGoldrick

To: City Attorney

Requesting/Inquiring: To draft an amendment to the Administrative Code to clarify that if a member of the San Francisco Fire Department or Police Department develops or manifests cancer during the course of employment with the department, and if that member demonstrates exposure to a known carcinogen while working in that department, then there is a legal presumption that the cancer was job-related.

From: Supervisor Maxwell

To: City Attorney

Requesting/Inquiring: To draft legislation based upon the Deemed Approved Ordinance model of Oakland, California.

In Memoriams

Tom Ridolfi (Supervisor Dufty)

Bette Jane Winslow (Supervisor Dufty)

Kelly Gallagher (Supervisors Hall, Gonzalez)

Janet Marie Cook (Supervisor Maxwell)

Annie Powell (Supervisor Maxwell)

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≡ Legislation Introduced
Including All Off-Calendar Items
June 8, 2004

OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

DOCUMENTS DEPT.

JUN 11 2004

Ordinances

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040801 [MOU - United Union of Roofers, Waterproofers and Allied Workers, Local 40]

Ordinance adopting and implementing Amendment #1, the mediated agreement that amends the 2003-2005 Memorandum of Understanding between the City and County of San Francisco and the United Union of Roofers, Waterproofers and Allied Workers, Local 40 by extending the term of the parties' agreement through June 30, 2006 and by implementing specified terms and conditions of employment for fiscal year 2004-2005 and 2005-2006 in accordance with the MOU's reopener provision. Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.

040802 [MOU - Cement Masons, Local 580]

Ordinance adopting and implementing Amendment #2, the mediated agreement that amends the 2003-2005 Memorandum of Understanding between the City and County of San Francisco and the Cement Masons, Local 580 by extending the term of the parties' agreement through June 30, 2006 and by implementing specified terms and conditions of employment for fiscal year 2004-2005 and 2005-2006 in accordance with the MOU's reopener provision. Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.

040803 [MOU - Plasterers and Shophands, Local 66]

Ordinance adopting and implementing Amendment #1, the mediated agreement that amends the 2003-2005 Memorandum of Understanding between the City and County of San Francisco and the Plasterers and Shophands, Local 66 by extending the term of the parties' agreement through June 30, 2006 and by implementing specified terms and conditions of employment for fiscal year 2004-2005 and 2005-2006 in accordance with the MOU's reopener provision. Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.

040804 [MOU - Glaziers, Architectural Metal and Glass Workers Local Union No. 718]

Ordinance adopting and implementing Amendment #1, the mediated agreement that amends the 2003-2005 Memorandum of Understanding between the City and County of San Francisco and Glaziers, Architectural Metal and Glass Workers Local Union No. 718 by extending the term of the parties' agreement through June 30, 2006 and by implementing specified terms and conditions of employment for fiscal year 2004-2005 and 2005-2006 in accordance with the MOU's reopener provision. Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.

040805 [MOU - Teamsters, Local 853]

Ordinance adopting and implementing Amendment #1, the mediated agreement that amends the 2003-2005 Memorandum of Understanding between the City and County of San Francisco and Teamsters, Local 853 by extending the term of the parties' agreement through June 30, 2006 and by implementing specified terms and conditions of employment for fiscal years 2004-2005 and 2005-2006 in accordance with the MOU's reopener provision. Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.

040806 [MOU - Teamsters Local 856 (Multi-Unit)]

Ordinance adopting and implementing Amendment #1, the mediated agreement that amends the 2003-2005 Memorandum of Understanding between the City and County of San Francisco and Teamsters Local 856 (Multi-Unit) by extending the term of the parties' agreement through June 30, 2006 and by implementing specified terms and conditions of employment for fiscal years 2004-2005 and 2005-2006 in accordance with the MOU's reopener provision. Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.

040807 [MOU - Municipal Attorneys Association]

Ordinance adopting and implementing Amendment #1, the mediated agreement that amends the 2003-2005 Memorandum of Understanding between the City and County of San Francisco and the Municipal Attorneys Association by implementing specified terms and conditions of employment for fiscal years 2004-2005 in accordance with the MOU's reopener provision. Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.

040808 [MOU - Municipal Executives Association]

Ordinance adopting and implementing Amendment #1, the mediated agreement that amends the 2003-2005 Memorandum of Understanding between the City and County of San Francisco and the Municipal Executives Association by extending the term of the parties' agreement through June 30, 2006 and by implementing specified terms and conditions of employment for fiscal year 2004-2005 and 2005-2006 in accordance with the MOU's reopener provision. Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.

040809 [MOU - Operating Engineers, Local 3 of the Int. Union of Operating Engineers, AFL-CIO, Supervising Probation Officers]

Ordinance adopting and implementing Amendment #1, the mediated agreement that amends the 2003-2005 Memorandum of Understanding between the City and County of San Francisco and the Operating Engineers, Local 3 of the Int. Union of Operating Engineers, AFL-CIO, Supervising Probation Officers by extending the term of the parties' agreement through June 30, 2006 and by implementing specified terms and conditions of employment for fiscal year 2004-2005 and 2005-2006 in accordance with the MOU's reopener provision. Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.

040810 [MOU - Service Employees International Union, Locals 250, 535 and 790]

Ordinance adopting and implementing Amendment #1, the mediated agreement that amends the 2003-2005 Memorandum of Understanding between the City and County of San Francisco and the Service Employees International Union, Locals 250, 535 and 790 by extending the term of the parties' agreement through June 30, 2006 and by implementing specified terms and conditions of employment for fiscal years 2004-2005 and 2005-2006 in accordance with the MOU's reopener provision. Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.

040811 [MOU - Transit Workers Union, AFL-CIO, Local 250-A, Automotive Service Workers (7410)]

Ordinance adopting and implementing Amendment #1, the mediated agreement that amends the 2003-2005 Memorandum of Understanding between the City and County of San Francisco and Transit Workers Union, AFL-CIO, Local 250-A, Automotive Service Workers (7410) by extending the term of the parties' agreement through June 30, 2006 and by implementing specified terms and conditions of employment for fiscal years 2004-2005 and 2005-2006 in accordance with the MOU's reopener provision. Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.

040812 [MOU - Union of American Physicians and Dentists (Unit 8-CC)]

Ordinance adopting and implementing Amendment #1, the mediated agreement that amends the 2003-2005 Memorandum of Understanding between the City and County of San Francisco and the Union of American Physicians and Dentists (Unit 8-CC) by extending the term of the parties' agreement through June 30, 2006 and by implementing specified terms and conditions of employment for fiscal year 2004-2005 and 2005-2006 in accordance with the MOU's reopener provision. Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.

040813 [MOU - Transport Workers Union Local 250-A, Multi-Unit (Units 8-AA, 8-BB, 8-FF, 11-Z, 11-CC)]

Ordinance adopting and implementing Amendment #1, the mediated agreement that amends the 2003-2005 Memorandum of Understanding between the City and County of San Francisco and the Transport Workers Union Local 250-A, Multi-Unit (Units 8-AA, 8-BB, 8-FF, 11-Z, 11-CC) by extending the term of the parties' agreement through June 30, 2006 and by implementing specified terms and conditions of employment for fiscal year 2004-2005 and 2005-2006 in accordance with the MOU's reopener provision. Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.

- 040814 [MOU - Transport Workers' Union, AFL-CIO Local 200]**
Ordinance adopting and implementing an arbitration award establishing an amendment to the 2003-2005 Memorandum of Understanding between the City and County of San Francisco and the Transport Workers' Union, AFL-CIO Local 200 by implementing specified terms and conditions of employment for fiscal year 2004-2005 in accordance with the MOU's reopener provision. Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.
- 040815 [MOU - International Union of Operating Engineers, Stationary Engineers, Local 39]**
Ordinance adopting and implementing an arbitration award establishing an amendment to the 2003-2005 Memorandum of Understanding between the City and County of San Francisco and the International Union of Operating Engineers, Stationary Engineers, Local 39 by extending the term of the parties' agreement through June 30, 2006 and by implementing specified terms and conditions of employment for fiscal years 2004-2005 and 2005-2006 in accordance with the MOU's reopener provision. Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.
- 040816 [MOU - International Brotherhood of Electrical Workers, Local 6]**
Ordinance adopting and implementing an arbitration award establishing an amendment to the 2003-2005 Memorandum of Understanding between the City and County of San Francisco and the International Brotherhood of Electrical Workers, Local 6 by extending the term of the parties' agreement through June 30, 2006 and by implementing specified terms and conditions of employment for fiscal years 2004-2005 and 2005-2006 in accordance with the MOU's reopener provision. Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.
- 040817 [MOU - San Francisco District Attorney Investigator's Association]**
Ordinance adopting and implementing an arbitration award establishing an amendment to the 2003-2005 Memorandum of Understanding between the City and County of San Francisco and the San Francisco District Attorney Investigator's Association by extending the term of the parties' agreement through June 30, 2006 and by implementing specified terms and conditions of employment for fiscal years 2004-2005 and 2005-2006 in accordance with the MOU's reopener provision. Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.
- 040819 [Fee Adjustments - Planning Department services]**
Ordinance amending the San Francisco Planning Code by amending Article 3.5 to adjust fees for Planning Department services; and making environmental findings. Mayor presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.
- 040820 [Fee Adjustments - Planning Department services]**
Ordinance amending the San Francisco Administrative Code by amending Sections 31.22 and 31.23 to adjust fees for Planning Department services; and making environmental findings. Mayor presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.
- 040824 [Transferring the powers and duties of the Taxi Commission to Municipal Transportation Agency's Board of Directors; and Setting Operative Date for Transfer]**
Ordinance transferring the powers and duties of the Taxi Commission to Municipal Transportation Agency's Board of Directors; creating position of Deputy Director for Taxi Regulation within the Municipal Transportation Agency; and urging the Municipal Transportation Agency Board of Directors to prepare legislation and regulations to implement transfer of jurisdiction over motor vehicles for hire. Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.
- 040786 [MOU - Union of American Physicians and Dentists (Unit 11-AA)]**
Ordinance adopting and implementing Amendment #1, the mediated agreement that amends the 2003-2005 Memorandum of Understanding between the City and County of San Francisco and the Union of American Physicians and Dentists (Unit 11-AA) by extending the term of the parties' agreement through June 30, 2006 and by implementing specified terms and conditions of employment for fiscal year 2004-2005 and 2005-2006 in accordance with the MOU's reopener provision. Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.
- 040787 [MOU - Building Inspectors' Association (6334 Chief Building Inspector)]**
Ordinance adopting and implementing Amendment #1, the mediated agreement that amends the 2003-2005 Memorandum of Understanding between the City and County of San Francisco and the Building Inspectors' Association (6334 Chief Building Inspector) by extending the term of the parties' agreement through June 30, 2006 and by implementing specified terms and conditions of employment for fiscal year 2004-2005 and 2005-2006 in accordance with the MOU's reopener provision. Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.

- 040788 [MOU - Building Inspectors' Association (6331 Building Inspector, 6333 Senior Building Inspector)]**
Ordinance adopting and implementing Amendment #1, the mediated agreement that amends the 2003-2005 Memorandum of Understanding between the City and County of San Francisco and the Building Inspectors' Association (6331 Building Inspector, 6333 Senior Building Inspector) by extending the term of the parties' agreement through June 30, 2006 and by implementing specified terms and conditions of employment for fiscal year 2004-2005 and 2005-2006 in accordance with the MOU's reopener provision. Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.
- 040789 [MOU - Bricklayers and Allied Crafts, Local 3 and Hod Carriers, Local 36]**
Ordinance adopting and implementing Amendment #1, the mediated agreement that amends the 2003-2005 Memorandum of Understanding between the City and County of San Francisco and the Bricklayers and Allied Crafts, Local 3 and Hod Carriers, Local 36 by extending the term of the parties' agreement through June 30, 2006 and by implementing specified terms and conditions of employment for fiscal year 2004-2005 and 2005-2006 in accordance with the MOU's reopener provision. Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.
- 040790 [MOU - Sheet Metal Workers International Union, Local 104]**
Ordinance adopting and implementing Amendment #1, the mediated agreement that amends the 2003-2005 Memorandum of Understanding between the City and County of San Francisco and the Sheet Metal Workers International Union, Local 104 by extending the term of the parties' agreement through June 30, 2006 and by implementing specified terms and conditions of employment for fiscal year 2004-2005 and 2005-2006 in accordance with the MOU's reopener provision. Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.
- 040791 [MOU - International Alliance of the Theatrical Stage Employees, Local 16]**
Ordinance adopting and implementing Amendment #1, the mediated agreement that amends the 2003-2005 Memorandum of Understanding between the City and County of San Francisco and the International Alliance of the Theatrical Stage Employees, Local 16 by extending the term of the parties' agreement through June 30, 2006 and by implementing specified terms and conditions of employment for fiscal year 2004-2005 and 2005-2006 in accordance with the MOU's reopener provision. Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.
- 040792 [MOU - International Association of Professional and Technical Engineers, Local 21]**
Ordinance adopting and implementing Amendment #3, the mediated agreement that amends the 2003-2005 Memorandum of Understanding between the City and County of San Francisco and the International Association of Professional and Technical Engineers, Local 21 by extending the term of the parties' agreement through June 30, 2006 and by implementing specified terms and conditions of employment for fiscal years 2004-2005 and 2005-2006 in accordance with the MOU's reopener provision. Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.
- 040793 [MOU - Northern California Carpenters Regional Council, Local 22]**
Ordinance adopting and implementing Amendment #1, the mediated agreement that amends the 2003-2005 Memorandum of Understanding between the City and County of San Francisco and the Northern California Carpenters Regional Council, Local 22 by extending the term of the parties' agreement through June 30, 2006 and by implementing specified terms and conditions of employment for fiscal year 2004-2005 and 2005-2006 in accordance with the MOU's reopener provision. Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.
- 040794 [MOU - Laborers International Union, Local 261]**
Ordinance adopting and implementing Amendment #1, the mediated agreement that amends the 2003-2005 Memorandum of Understanding between the City and County of San Francisco and the Laborers International Union, Local 261 by extending the term of the parties' agreement through June 30, 2006 and by implementing specified terms and conditions of employment for fiscal years 2004-2005 and 2005-2006 in accordance with the MOU's reopener provision. Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.
- 040795 [MOU - Operating Engineers, Local 3]**
Ordinance adopting and implementing Amendment #1, the mediated agreement that amends the 2003-2005 Memorandum of Understanding between the City and County of San Francisco and the Operating Engineers, Local 3 by extending the term of the parties' agreement through June 30, 2006 and by implementing specified terms and conditions of employment for fiscal year 2004-2005 and 2005-2006 in accordance with the MOU's reopener provision. Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.

040796 [MOU - Pile Drivers, Divers, Carpenters, Bridge, Wharf and Dock Builders, Local Union #34]

Ordinance adopting and implementing Amendment #1, the mediated agreement that amends the 2003-2005 Memorandum of Understanding between the City and County of San Francisco and the Pile Drivers, Divers, Carpenters, Bridge, Wharf and Dock Builders, Local Union #34 by extending the term of the parties' agreement through June 30, 2006 and by implementing specified terms and conditions of employment for fiscal year 2004-2005 and 2005-2006 in accordance with the MOU's reopener provision. Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.

040797 [MOU - Teamsters, Local 350]

Ordinance adopting and implementing Amendment #1, the mediated agreement that amends the 2003-2005 Memorandum of Understanding between the City and County of San Francisco and the Teamsters, Local 350 by extending the term of the parties' agreement through June 30, 2006 and by implementing specified terms and conditions of employment for fiscal year 2004-2005 and 2005-2006 in accordance with the MOU's reopener provision. Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.

040798 [MOU - International Association of Ironworkers, Riggers and Machinery Movers, Local 377]

Ordinance adopting and implementing Amendment #1, the mediated agreement that amends the 2003-2005 Memorandum of Understanding between the City and County of San Francisco and the International Association of Ironworkers, Riggers and Machinery Movers, Local 377 by extending the term of the parties' agreement through June 30, 2006 and by implementing specified terms and conditions of employment for fiscal year 2004-2005 and 2005-2006 in accordance with the MOU's reopener provision. Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.

040799 [MOU - United Association of Journeyman and Apprentices of the Plumbing and Pipe Fitting Industry, Local 38]

Ordinance adopting and implementing Amendment #1, the mediated agreement that amends the 2003-2005 Memorandum of Understanding between the City and County of San Francisco and the United Association of Journeyman and Apprentices of the Plumbing and Pipe Fitting Industry, Local 38 by extending the term of the parties' agreement through June 30, 2006 and by implementing specified terms and conditions of employment for fiscal year 2004-2005 and 2005-2006 in accordance with the MOU's reopener provision. Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.

040800 [MOU - Painters Union Local District Council #8, Local 4]

Ordinance adopting and implementing Amendment #1, the mediated agreement that amends the 2003-2005 Memorandum of Understanding between the City and County of San Francisco and the Painters Union Local District Council #8, Local 4 by extending the term of the parties' agreement through June 30, 2006 and by implementing specified terms and conditions of employment for fiscal year 2004-2005 and 2005-2006 in accordance with the MOU's reopener provision. Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.

040834 [Hotel Tax Allocation for Cultural Centers]

Ordinance amending Section 515.01 of Article 7 of the San Francisco Business and Tax Regulations Code to change the annual allocation of revenues from the Tax on the Transient Occupancy of Hotel Rooms ("Hotel Tax") for the Arts Commission to support City-owned community cultural centers ("Allocation No. 11") to: (1) limit the use of Allocation No. 11 funding to seven community cultural centers that serve African American, Asian, Pacific Islander, Latino, Native American and lesbian, gay, bisexual and transgender ("LGBT") communities; (2) eliminate the following conditions, limitations and restrictions on the release of funds to community cultural centers under Allocation No. 11 that presently require: (i) the City and County of San Francisco ("City") to own the community cultural centers receiving Hotel Tax funds, (ii) the Arts Commission to approve an annual report from the cultural centers demonstrating that their governing boards are dedicated to community outreach, fundraising, and advocacy by convening on at least six occasions during the prior fiscal year, (iii) the cultural centers to have met revenue targets in the prior fiscal year from sources other than Hotel Tax revenues, (iv) the Controller to certify calculations used to reduce amounts released to a cultural center if it failed to meet its non-Hotel Tax revenue target in the prior fiscal year, and (v) the Controller to perform a financial review of the cultural center within the previous four years; (3) require the Arts Commission to seek additional funding from private sources on behalf of the seven cultural centers that receive Hotel Tax revenues; (4) limit the amount of Hotel Tax revenues the Arts Commission may use annually for the administration of Allocation No. 11 to two percent (2%) of the amount available under Allocation No. 11 for the fiscal year; (5) require the Arts Commission to obtain the consent of the seven cultural centers for the Arts Commission to provide services to the cultural centers in addition to the administration of Allocation No. 11; (6) require the City to disburse funds under Allocation No. 11 to the cultural centers in equal quarterly installments; (7) authorize the seven cultural centers receiving Allocation No. 11 funding to apply for additional funding from any City program; and (8) authorize the seven cultural centers to use Allocation No. 11 funding for cultural performances, events, education, workshop, exhibits, recreation and other cultural activities occurring anywhere in the San Francisco Bay Area. Supervisor Ammiano presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

- 040835 [Reappropriate projected surplus from Hetch Hetchy's purchase of power appropriation towards the Solar Energy Project for current fiscal year]**
Ordinance appropriating \$1,200,000 of projected surplus funds from Hetch Hetchy's purchase of power appropriation towards the Solar Energy Project for current fiscal year. Supervisor Daly presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.
- 040836 [Zoning Map Amendment - 107 24th Avenue]**
Draft ordinance amending the San Francisco Planning Code by amending the Zoning Map of the City and County of San Francisco to change the use classification of the property zoned RH-1 and located at 107 24th Avenue. Supervisor Daly presented. RECEIVED AND ASSIGNED to Land Use Committee.
- 040759 [Eliminating the Dept. of Consumer Assurance, Regulatory Compliance and Agricultural Standards, and transferring the office of County Agricultural Commissioner and Sealer of Weights and Measures to the Dept. of Public Health]**
Ordinance amending the San Francisco Administrative Code by amending the title of Article XIII, repealing section 2A.220 and amending sections 1.13-9, 1.15.1, 2A.221, 21.33 and 91.2, and amending the San Francisco Police Code by amending sections 674, 4903, 4904, 4905, 4908 and 4910, to eliminate the Department of Consumer Assurance, Regulatory Compliance and Agricultural Standards, give the Director of the Department of Public Health power to appoint the County Agricultural Commissioner-Sealer of Weights and Measures, and make conforming changes to the Equal Access to Services ordinance and ordinances governing agreements with the State for pest detection, the establishment of fees for testing weighing and measuring devices, the inspection of commodities supplied to the City by contractors, the regulation of tobacco advertising, and the requirement that parking stations have Revenue Control Equipment. (Mayor) . ASSIGNED to Budget Committee.
- 040758 [Business Tax]**
Ordinance amending the Business and Tax Regulations Code to: (1) enact a new Article 12-A-1 (Business Tax Ordinance), as specified, to impose a business tax for five years on all persons engaging in business in San Francisco measured by the gross receipts of the business at the rate of one tenth of one percent (0.1%); (2) amend Article 12-A (Payroll Expense Tax Ordinance), as specified, to: (i) conform Article 12-A with the enactment of the Business Tax Ordinance, (ii) clarify the payroll expense of partnerships, Subchapter S corporations, limited liability companies, limited liability partnerships and other persons or entities not subject to federal income tax or which are allowed a deduction in computing such tax for distributions to the owners or beneficiaries of such persons or entities ("pass-through entities"), and (iii) promote development of the biotechnology industry by excluding from the payroll expense of persons subject to the Payroll Expense Tax compensation paid to employees and owners or beneficiaries of a pass-through entity for work performed and services rendered in connection with the person's biotechnology business; and (3) amend Article 6 (Common Administrative Provisions), as specified, to add definitions and conform common administrative provisions with the enactment of the Business Tax Ordinance and amendments to the Payroll Expense Tax Ordinance. Mayor presented. ASSIGNED to Finance and Audits Committee.
- 040761 [Neighborhood beautification]**
Ordinance amending the San Francisco Administrative Code by amending section 10.100-114 to conform with prior initiative ordinance. (Mayor) . ASSIGNED to Rules Committee.

Resolutions

- 040782 [Fiscal Emergency/Proposition J Contract - Jail Health Services]**
Resolution concurring with the Mayor's determination of a fiscal emergency and with the Controller's certification that jail health services, including psychiatric and medical care, and pharmaceutical supplies, can be practically performed by a private contractor at a lower cost than by City and County employees. Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.
- 040783 [Fiscal Emergency/Proposition J Contract - Laundry Services at Laguna Honda Hospital]**
Resolution concurring with the Mayor's determination of a fiscal emergency and with the Controller's certification that laundry services can be performed for the Department of Public Health, Laguna Honda Hospital by a private contractor for a lower cost than similar work performed by City and County employees and approving the Proposition J Resolution for the period July 1, 2004 through June 30, 2005. Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.

040784 [Treasure Island Development Authority Budget]

Resolution approving the budget of the Treasure Island Development Authority for Fiscal Year 2004-2005 and authorizing the Treasure Island Development Authority to enter into an Agency Agreement with the San Francisco Redevelopment Agency for the provision of employee services. Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.

040785 [Fiscal Emergency Proposition J Contract - Mainframe Support]

Resolution concurring with the Mayor's determination of a fiscal emergency and with the Controller's certification that mainframe support can be practically performed by a private contractor at a lower cost than by City and County employees. Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.

040821 [2005 Finance Corporation Equipment Program]

Resolution approving the form of and authorizing execution and delivery by the City and County of San Francisco of an equipment lease Supplement No. 12 (Series 2005A Bonds) between the City and the County of San Francisco Finance Corporation, as lessor, and the City and County of San Francisco, as lessee, with respect to the equipment to be used for city purposes, a related certificate of approval and a continuing disclosure certificate; approving the issuance of lease revenue bonds by said nonprofit corporation in an amount not to exceed \$11,500,000; approving the form of the official statement in preliminary and final form; providing for reimbursement to the City and County of San Francisco of certain city expenditures incurred prior to the issuance of lease revenue bonds; and providing for the execution of documents in connection therewith. Mayor presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

040822 [Interdepartmental jurisdictional transfer of a portion of the Youth Guidance Center site]

Resolution Transferring Jurisdiction of Approximately Two Acres of the Youth Guidance Center Property, Located at 375 Woodside Avenue, San Francisco, and Identified as a Portion of Assessor's Block 2842, Lot 007, from the Juvenile Probation Department to the Real Estate Division of the Administrative Services Department To Hold in Trust for the Superior Court of the City and County of San Francisco for Future Court Uses In Exchange for the Fair Market Value of the Property; and Adopting Findings that the Transfer of Jurisdiction Is Consistent with the City's General Plan and the Eight Priority Policies of Planning Code Section 101.1. Mayor presented. RECEIVED AND ASSIGNED to Land Use Committee.

040823 [Homeland Security Grants]

Resolution amending Resolution No. 131-03 to authorize designated City and County officials to execute and file on behalf of the City and County of San Francisco applications for federal and state financial assistance under the Emergency Management Performance Grant Program, the renamed State Homeland Security Grant Program, Public Law 107-206 and any other federal funding programs that are passed through the State of California. Mayor presented. RECEIVED AND ASSIGNED to City Services Committee.

040826 [Agreement for naming rights]

Resolution approving and authorizing an agreement with the San Francisco Forty Niners, Ltd., for naming rights at the stadium. Mayor presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

040827 [Amendment to Paratransit Broker Agreement]

Resolution approving Amendment No. 3A to Agreement between the City and County of San Francisco and ATC/Vancom, Inc., to increase the contract amount by \$15,308,656 for a total contract amount not to exceed \$92,641,933, in order to meet the increased demand and costs for paratransit service during the term of the Agreement. Mayor presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

040832 [Traffic Regulations]

Resolution enacting traffic regulations on various streets.

NO RIGHT TURN ON RED - ESTABLISH

San Jose Avenue at Randall Street; and Guerrero Street, southbound at 24th Street. Supervisors Dufty, Ammiano presented. RECEIVED AND ASSIGNED to Land Use Committee.

040833 [Housing Bonds]

Resolution determining and declaring that the public interest and necessity demand municipal improvements consisting of the acquisition, rehabilitation, renovation, improvement, construction or reconstruction by the City and County of San Francisco of housing for qualifying individuals and families and to provide financial assistance to qualifying individuals and families to purchase housing in the City, and all other works, property and structures necessary or convenient for the foregoing purposes, that the estimated cost of \$210,000,000 for said municipal improvements is and will be too great to be paid out of the ordinary annual income and revenue of said City and County and will require the incurring of bonded indebtedness; finding the proposed project is in conformity with the priority policies of Planning Code Section 101.1(b) and with the general plan consistency requirement of Administrative Code Section 2a. Supervisors Gonzalez, Daly presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

040837 [Solar Lease Revenue Bonds]

Resolution calling and providing for a Special Election to be held in the City and County of San Francisco for the purpose of submitting to the qualified voters of said City and County on November 4, 2004 a proposition for the issuance of lease revenue bonds, notes and/or other forms of lease financing by the City and County of San Francisco (or one of its agencies, departments or enterprises) in a principal amount not to exceed \$250,000,000 to finance the acquisition, construction, rehabilitation, installation and/or improvement of solar energy facilities and equipment, energy conservation facilities and equipment and/or renewable energy facilities and equipment and other efficiency measures; consolidating said Special Election with the General Municipal Election to be held on November 4, 2004; and finding the proposed project is in conformity with the priority of Planning Code Section 101.1 (b) and the City's General Plan. Supervisor Daly presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

040838 [Commending Instituto Laboral de la Raza]

Resolution commending Instituto Laboral de la Raza on the occasion of their Annual Labor Awards Dinner, and, because of their compassionate work for the protection of all workers, but especially the rights of immigrant workers and because of their commitment to building a strong and united San Francisco, declare Friday, June 11, 2004, as Workers Rights Day. Supervisor Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040839 [Accept-Expend State Grant - MTA, DPT]

Resolution authorizing the Municipal Transportation Agency, Department of Parking and Traffic to apply for, accept and expend a grant in the amount of \$100,359 from the California Department of Transportation for an Environmental Justice Planning grant to produce a comprehensive community-based pedestrian and traffic safety plan for Valencia Street. Supervisor Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040840 [Commending Laura Ware]

Resolution commending Laura Ware for 14 years of service at Community Housing Partnership and declaring June 30, 2004 Laura Ware Day. Supervisor Daly presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040841 [Urging United States Postal Service to recognize Single Room Occupancy as permanent housing]

Resolution urging the United States Postal Service to recognize Single Room Occupancy as permanent low-cost housing for many San Franciscans, and to afford residents the right to receive their mail with the same security and privacy as tenants of traditional apartments. Supervisor Daly presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040842 [Honoring Andrew Goodman, Michael Schwerner, and James Chaney]

Resolution honoring civil rights workers Andrew Goodman, Michael Schwerner, and James Chaney upon the fortieth anniversary of their death. Supervisor Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040843 [Bike Plan Update and the Transportation Authority]

Resolution urging the Transportation Authority to facilitate the completion and adoption of the San Francisco Bike Plan Update by procuring consulting services necessary to develop required traffic and environmental analysis in a timely fashion and urging the Planning Department to provide to the Board of Supervisors and the Transportation Authority by July 1st, 2004 the specific criteria against which the environmental analysis will be evaluated. Supervisor Gonzalez presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 040844 [Condemning Attacks on North Beach Art Galleries]**
Resolution condemning recent attacks on North Beach art galleries and urging the San Francisco Police Department and District Attorney's Office to cooperate and collaborate in ensuring the free speech rights of San Francisco's arts community. Supervisors Peskin, Daly, Alioto-Pier, Ammiano, Gonzalez presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 040845 [Philippine Heritage Day]**
Resolution recognizing Philippine Heritage Day in the City and County of San Francisco. Supervisor Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 040848 [Urging the Food and Drug Administration (FDA) to systematically assess the safety of cosmetics and other personal care products]**
Resolution urging the Food and Drug Administration (FDA) to systematically assess the safety of cosmetics and other personal care products. Supervisor Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 040849 [Gift in Place to the Recreation and Park Department]**
Resolution accepting and expending a gift in place valued at \$250,000 from the Trust For Public Land to the Recreation and Park Department for India Basin Shoreline Park. Supervisor Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 040850 [Urging peaceful resolution of grocery workers contract negotiations]**
Resolution urging parties to the upcoming Grocery Store union contract negotiations to bargain in good faith to reach a fair and equitable collective bargaining agreement. Supervisor McGoldrick presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 040851 [Commending Craigslist]**
Resolution commending Craigslist for their success serving and building community among the residents of the City and County of San Francisco, and declaring October 10, 2004 as "Craigslist Day" in the City and County of San Francisco. Supervisor McGoldrick presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 040852 [Declaring the first day of October of each year as the "Day of Humanitarians in the City and County of San Francisco"]**
Resolution declaring the first day of October of each year as the "Day of Humanitarians in the City and County of San Francisco". Supervisor McGoldrick presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 040853 [Proclaiming June 15, 2004 as Prescription Drug Awareness Day]**
Resolution proclaiming June 15, 2004 as Prescription Drug Awareness Day in the City and County of San Francisco. Supervisors Sandoval, Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 040694 [Commending Reclaim the Commons Mobilization]**
Resolution commending Reclaim the Commons Mobilization for their concern for the health, safety, and well-being of the public and the environment, upholding San Francisco resolution no. 012-00-COE and the Precautionary Principle ordinance of 2003. Supervisor Ammiano presented. REFERRED to Land Use Committee.

Requests for Hearing

- 040770 [Annual Budget, Fiscal Year 2004-2005]**
Hearing to consider the Mayor's proposed budget for Fiscal Year 2004-2005. (Mayor) . RECEIVED AND ASSIGNED to Budget Committee.

040774 [Budget Hearing and Review, FY 2004-2005]

Hearing to consider the Annual Budget for the Metropolitan Transportation Agency, Taxi Commission, Port Commission, Retirement System, Rent Board, Child Support Services, Children & Families Commission, and City Attorney for fiscal year 2004-2005. Supervisor Sandoval presented. RECEIVED AND ASSIGNED to Budget Committee.

040775 [Budget Hearing and Review, FY 2004-2005]

Hearing to consider the Annual Budget for the Airport Commission, Public Utilities Commission, Department of the Environment, Redevelopment Agency, and Treasure Island for fiscal year 2004-2005. Supervisor Sandoval presented. RECEIVED AND ASSIGNED to Budget Committee.

040776 [Budget Hearing and Review, FY 2004-2005]

Hearing to consider the Annual Budget for the Administrative Services, Medical Examiner, Convention Facilities Management, Assessor, Board of Supervisors, Mayor, Controller, City Planning, Civil Service Commission, Ethics Commission, Human Resources, Elections, Treasurer/Tax Collector, Public Finance & Business Affairs (Economic Development), General City Responsibility, Asian Art Museum, Art Commission, Fine Art Museum, Academy of Sciences, and War Memorial for fiscal year 2004-2005. Supervisor Sandoval presented. RECEIVED AND ASSIGNED to Budget Committee.

040777 [Budget Hearing and Review, FY 2004-2005]

Hearing to consider the Annual Budget for the Aging & Adult Services, Children, Youth & Families, County Education Office, Department of Human Services, Department of the Status of Women, Human Rights Commission, Department of Public Health, Recreation & Park, Library, and Law Library for fiscal year 2004-2005. Supervisor Sandoval presented. RECEIVED AND ASSIGNED to Budget Committee.

040778 [Budget Hearing and Review, FY 2004-2005]

Hearing to consider the Annual Budget for the Juvenile Probation, Adult Probation, Trial Courts, District Attorney, Public Defender, Sheriff, Police, Entertainment Commission, Fire, Emergency Communications, Department of Building Inspection, Department of Public Works, Board of Appeals, and Telecommunication & Information Services for fiscal year 2004-2005. Supervisor Sandoval presented. RECEIVED AND ASSIGNED to Budget Committee.

040779 [Budget Hearing and Review, FY 2004-2005]

Hearing to consider the Annual Budget for the Metropolitan Transportation Authority, Taxi Commission, Port Commission, Retirement System, Rent Board, Child Support Services, Children & Families Commission, Airport Commission, Public Utilities Commission, Department of the Environment, Redevelopment Agency, Treasure Island, Administrative Services, Medical Examiner, Convention Facilities Management, Assessor, Board of Supervisors, Mayor, City Attorney, Controller, and City Planning for fiscal year 2004-2005. Supervisor Sandoval presented. RECEIVED AND ASSIGNED to Budget Committee.

040780 [Budget Hearing and Review, FY 2004-2005]

Hearing to consider the Annual Budget for the Civil Service Commission, Ethics Commission, Human Resources, Elections, Treasurer/Tax Collector, Public Finance & Business Affairs (Economic Development), General City Responsibility, Asian Art Museum, Art Commission, Fine Art Commission, Academy of Sciences, War Memorial, Aging & Adult Services, Children, Youth & Families, Department of Human Services, Human Rights Commission, County Education Office, Department of the Status of Women, and Department of Public Health for fiscal year 2004-2005. Supervisor Sandoval presented. RECEIVED AND ASSIGNED to Budget Committee.

040781 [Budget Hearing and Review, FY 2004-2005]

Hearing to consider the Annual Budget for the Recreation & Park, Library, Law Library, Juvenile Probation, Adult Probation, Trial Courts, District Attorney, Public Defender, Sheriff, Police, Entertainment Commission, Fire, Emergency Communications, Department of Building Inspection, Department of Public Works, Board of Appeals, and Telecommunication & Information Services for fiscal year 2004-2005. Supervisor Sandoval presented. RECEIVED AND ASSIGNED to Budget Committee.

040825 [Input on the City's Budget for FY 2004-2005]

Hearing to consider the public's input on the San Francisco City and County Budget for fiscal year 2004-2005. Supervisor Sandoval presented. RECEIVED AND ASSIGNED to Budget Committee.

- 040829 [Guerrero Street/San Jose Avenue Pedestrian Safety Traffic Study]**
Hearing to discuss the results of the Guerrero Street/San Jose Avenue Pedestrian Safety Traffic Study and its implementation to promote pedestrian safety. Supervisors Dufty, Ammiano presented. RECEIVED AND ASSIGNED to Land Use Committee.
- 040830 [Proposed San Francisco Electric Reliability Project]**
Hearing on the San Francisco Electric Reliability Project, a proposal through which the City would site four publicly owned 48-megawatt combustion turbines (power plants). The hearing will have three focus areas: 1) City energy policy; 2) Community process; 4) Financing and fiscal management. Supervisor Maxwell presented. RECEIVED AND ASSIGNED to City Services Committee.
- 040831 [Department of Public Works' Environmental Control Officer (ECO) Status Report]**
Hearing to review the Department of Public Works' Environmental Control Officer (ECO) Status Report for the first two quarters of Fiscal Year 2004-05. This hearing will scrutinize the number and nature of citations issued by ECO's, the rate of appeals that have prevailed before administrative law judges, the overall cost of the program, the amount of revenue collected through the program and any additional ideas for enhancing revenues through this program. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Budget Committee.

Motions

- 040688 [Open Government Ordinance to provide for more public accessibility to policy body meetings and documents, and more public participation; safeguard the maintenance of records; make the Sunshine Ordinance Task Force a Commission]**
Motion ordering submitted to the voters an ordinance authorizing the OPEN GOVERNMENT ORDINANCE at an election to be held on November 2, 2004. Supervisor Daly presented. ASSIGNED to Rules Committee.
- 040828 [Reducing the size of the Budget Committee to three members year-round]**
Motion amending Rule 5.1 of the Rules of Order of the Board of Supervisors of the City and County of San Francisco to reduce the size of the Budget Committee to three members year-round. Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED ORDINANCES

- 040664 [Settlement of Lawsuit - Joyce Vanman]**
Ordinance authorizing settlement of the lawsuit filed by Joyce Vanman against the City and County of San Francisco for \$175,000; the lawsuit was filed on February 8, 2001 in San Francisco Superior Court, Case No. 318-756; entitled Joyce Vanman v. City and County of San Francisco. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.
- 040665 [Settlement of Lawsuit - Jerry Cheng and Le Quan Phung]**
Ordinance authorizing settlement of the lawsuit filed by Jerry Cheng and Le Quan Phung against the City and County of San Francisco for \$29,000; the lawsuit was filed on March 24, 2003 in San Francisco Superior Court, Case No. 418-620; entitled Jerry Cheng and Le Quan Phung, et al., v. City and County of San Francisco, et al; other material terms of said settlement are each party to bear their own fees and expenses. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.
- 040697 [Settlement of Lawsuit - Caleb Mather]**
Ordinance authorizing settlement of the lawsuit filed by Caleb Mather against the City and County of San Francisco for \$45,000; the lawsuit was filed on July 10, 2002 in San Francisco Superior Court, Case No. 410-262; entitled Caleb Mather, et al., v. City and County of San Francisco, et al. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

- 040709 [Dismissal of Lawsuit - Scott Co. of California, et al.]**
Ordinance authorizing dismissal of the lawsuit filed by the City and County of San Francisco against Scott Co. of California, Al Norman Plumbing Company, Inc., Scott-Norman Mechanical, Inc., Richard W. Davis, Joseph A. Guglielmo, Alvin P. Norman, Jaqueline Norman and Robert T. Nurisso; the lawsuit was filed on September 23, 1999 in San Francisco Superior Court, Case No. 306-623; entitled City and County of San Francisco, et al., v. Scott Co. of California, et al. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.
- 040723 [Interim Government Funding, Fiscal Year 2004-2005]**
Interim Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for the City and County of San Francisco for fiscal year ending June 30, 2005. (Mayor) . RECEIVED AND ASSIGNED to Budget Committee.
- 040724 [Interim Public Employment, Fiscal Year 2004-2005]**
Interim Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the Fiscal Year ending June 30, 2005, continuing, creating or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefor. (Mayor) . RECEIVED AND ASSIGNED to Budget Committee.
- 040725 [Government Funding for Fiscal Year 2004-2005]**
Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for the City and County of San Francisco for fiscal year ending June 30, 2005. (Mayor) . RECEIVED AND ASSIGNED to Budget Committee.
- 040726 [Public Employment, Fiscal Year 2004-2005]**
Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the Fiscal Year ending June 30, 2005, continuing, creating or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefor. (Mayor) . RECEIVED AND ASSIGNED to Budget Committee.
- 040729 [Waiver of storage fees for stolen vehicles owned by residents]**
Ordinance repealing San Francisco Municipal Administrative Code Section 10C.8-1, providing for waiver of vehicle storage fees for vehicles reported stolen, which are owned by residents of the City and County of San Francisco. (Mayor) . RECEIVED AND ASSIGNED to Budget Committee.
- 040730 [Establishing Arts Commission Civic Design Review Fees]**
Ordinance amending the San Francisco Administrative Code by adding a new section 3.19A establishing administrative fees for Arts Commission civic design review and making environmental findings. (Mayor) . RECEIVED AND ASSIGNED to Budget Committee.
- 040731 [Conduct a Nexus Study On Imposition of the Park Fee on Uses Other Than Office On Geographic Areas of the City Other than C-3 Use Districts]**
Ordinance amending Planning Code Section 139 to provide that \$100,000 of Downtown Special Park Fund monies shall be used to fund a nexus study, under the direction of the General Manager of the Recreation and Park Department, to examine whether the Downtown Park Fee should be imposed on uses other than office and on geographic areas of the City other than C-3 use districts and making findings of consistency with the priority policies of Planning Code Section 101.1 and the General Plan. (Mayor) . RECEIVED AND ASSIGNED to Finance and Audits Committee.
- 040732 [Chlorofluorocarbon Recovery and Recycling Fees]**
Ordinance amending Sections 1406 and 1412 of San Francisco Health Code Article 24 to change the term of a permit for Chlorofluorocarbon Recovery and Recycling operations from two years to one year; to increase fees for permitting and inspections by the Department of Public Health; and to provide for subsequent fee adjustments to ensure that such fees cover program costs; and making environmental findings. (Mayor) . RECEIVED AND ASSIGNED to Budget Committee.

040733 [Hazardous Waste Management Fees]

Ordinance amending Section 1204 of San Francisco Health Code Article 22 to increase fees for hazardous waste generators and inspections by the Department of Public Health and to provide for subsequent fee adjustments to ensure that such fees cover program costs; and making environmental findings. (Mayor) . RECEIVED AND ASSIGNED to Budget Committee.

040734 [Medical Waste Generator Registration, Permitting, Inspections Fees]

Ordinance amending Sections 1504 through 1509, 1513, and 1514 and adding 1515 to San Francisco Health Code Article 25 to increase registration and permit fees for persons who generate, store, haul and treat medical waste and for inspections by the Department of Public Health; and to provide for subsequent fee adjustments to ensure that such fees cover program costs; and making environmental findings. (Mayor) . RECEIVED AND ASSIGNED to Budget Committee.

040735 [Risk Management Program Fees]

Ordinance amending Section 1191 of San Francisco Health Code Article 21A to increase fees for Risk Management Plans and inspections of stationary sources by the Department of Public Health and to provide for subsequent fee adjustments to ensure that such fees cover program costs; and making environmental findings. (Mayor) . RECEIVED AND ASSIGNED to Budget Committee.

040736 [Reducing the number of false fire alarms before the City charges a response fee, and reducing the number of false fire alarms before the City increases the response fee]

Ordinance amending Section 106.4 of the San Francisco Fire Code to reduce from five to two the number of false fire alarms allowed before the City assesses a response fee, and reducing from ten to five the number of false alarms before the response fee increases from \$250 to \$500. (Mayor) . RECEIVED AND ASSIGNED to Budget Committee.

040737 [Creating Working Families Credit Program and Fund]

Ordinance amending the San Francisco Administrative Code by adding Section 12S.1, to establish the Working Families Credit Program, and by adding Section 10.100-347, to create the Working Families Credit Program Fund. (Mayor) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

040738 [Amending the San Francisco Fire Code to Increase Fees for Service]

Ordinance amending Section 106.8 and Table 106-B of the San Francisco Fire Code to adjust fees for Fire Department Services. (Mayor) . RECEIVED AND ASSIGNED to Budget Committee.

040739 [Revising Annual Fire Department Permit Fees]

Ordinance amending Sections 90, 93, 93.1, 94, 236, 237, 238, 239, 240, 241,242, 242.1, 243, 244, 245, 246, 247 of the Business and Tax Regulations Code to increase certain annual licensing fees for permits from the Fire Department such that all annual licensing fees for permits from the Fire Department are set at \$240 per year, to become operative on January 1, 2005. (Mayor) . RECEIVED AND ASSIGNED to Budget Committee.

040740 [Minimum Compensation and Health Care Accountability Ordinances]

Ordinance amending the San Francisco Administrative Code by amending Sections 12P.5, 12Q.4, and 12Q.5 to give contracting departments the authority to conduct audits of contractors with respect to the Minimum Compensation Ordinance and the Health Care Accountability Ordinance. (Mayor) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

040741 [Eligibility of boards and commissions for health benefits]

Ordinance amending the San Francisco Administrative Code by amending Section 16.700 to: (1) conform to prior amendments to the Charter and Administrative Code that made members of certain additional boards and commissions eligible for membership in the Health Service System, and (2) authorize the governing board of the Treasure Island Development Authority to enroll its employees in the Health Service System. (Mayor) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

040742 [Creating fee for investigating the sealing of Juvenile Court records and sealing of Juvenile Court records]

Ordinance adding Section 8.36-2 to the San Francisco Administrative Code to create fee for investigating the sealing of juvenile court records and for the sealing of such records, and making environmental findings. (Mayor) . RECEIVED AND ASSIGNED to Budget Committee.

- 040743 [Setting parking fees for City parking facilities]**
Ordinance amending the San Francisco Administrative Code, by adding Section 4.24 to set parking fees for City parking facilities, and making environmental findings. (Mayor) . RECEIVED AND ASSIGNED to Budget Committee.
- 040744 [Interdepartmental jurisdictional transfer of surplus property]**
Ordinance transferring jurisdiction from the Public Utilities Commission to the Real Estate Division of the Administrative Services Department over certain portions of former municipal railway right-of-way property located in San Mateo County for the purpose of disposing of such property at fair market value and transferring the net proceeds to the City's General Fund. (Mayor) Supervisor Peskin presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.
- 040745 [Reducing the maximum Annual Residential Rent Ordinance Fee from \$27 to \$26 per unit, and eliminating the 2002 two-year sunset provision]**
Ordinance amending Administrative Code Chapter 37A "Residential Rent Stabilization and Arbitration Fee" by amending Section 37A.2 to reduce the maximum Annual Residential Rent Ordinance Fee from \$27 per unit to \$26 per unit, and to eliminate the two-year sunset provision enacted in 2002 so that an owner may continue to recover up to \$21.50 per unit from tenants; and, making environmental findings. (Mayor) . RECEIVED AND ASSIGNED to Finance and Audits Committee.
- 040746 [Economic and Workforce Development Department]**
Ordinance amending the San Francisco Administrative Code, Chapter 2A to add Article XVI, section 2A.240 to establish and describe the responsibilities of the Economic and Workforce Development Department. (Mayor) . RECEIVED AND ASSIGNED to Budget Committee.
- 040747 [Hazardous Materials Fees]**
Ordinance amending Section 1176 of San Francisco Health Code Article 21 to increase fees for hazardous materials registration, storage, handling and inspections by the Department of Public Health; to add new fees for oversight of voluntary cleanups; and to provide for subsequent fee adjustments to ensure that such fees cover program costs; and making environmental findings. (Mayor) . RECEIVED AND ASSIGNED to Budget Committee.
- 040748 [Patient Rates]**
Ordinance amending Section 128 of the San Francisco Health Code to set patient rates and charges for other services provided by the Department of Public Health, effective July 1, 2004; and making environmental findings. (Mayor) . RECEIVED AND ASSIGNED to Budget Committee.
- 040749 [Mayor's Fund for the Homeless]**
Ordinance amending San Francisco Administrative Code section 10.100-106 to transfer administration of the Mayor's Fund for the Homeless to the director of the Department of Human Services. (Mayor) . RECEIVED AND ASSIGNED to Finance and Audits Committee.
- 040750 [Setting fees for certain services provided by the Medical Examiner and increasing fees for other services]**
Ordinance amending San Francisco Administrative Code Section 8.14, by raising the fee for removal of remains and adding fees for direct cremation of remains; preparing of toxicology specimen for shipment for retest by private lab; and specimen storage; and making environmental findings. (Mayor) . RECEIVED AND ASSIGNED to Budget Committee.
- 040751 [Transactions and Use Tax]**
Ordinance amending the Business and Tax Regulations Code to add Article 16-A to impose a transactions and use tax at the rate of one-quarter of one percent (0.25%) in accordance with Parts 1.6 and 1.7 of Division 2 of the California Revenue and Taxation Code. (Mayor) . RECEIVED AND ASSIGNED to Finance and Audits Committee.
- 040752 [Dissolving the Telecommunications Commission]**
Ordinance amending the San Francisco Administrative Code by amending Sections 11.84, 11.85, and 11.86, and repealing Sections 11.87, 11.88, and 11.89, to dissolve the Telecommunications Commission. (Mayor) . RECEIVED AND ASSIGNED to Rules Committee.
- 040753 [Transferring administration of Publicity and Advertising Funds to the Arts Commission]**
Ordinance amending San Francisco Business & Tax Regulations Code sections 515.01(6) and (7) and amending San Francisco Administrative Code section 2A.150 to transfer administration of publicity and advertising funds for cultural and promotional organizations, parades, celebrations and street fairs to the Arts Commission. (Mayor) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

040754 [Office of the City Administrator]

Ordinance amending the San Francisco Administrative Code by adding Section 2A.25 and amending Section 2A.30 to establish the Office of the City Administrator as a City department. (Mayor) . RECEIVED AND ASSIGNED to Rules Committee.

040755 [Department of Convention Facilities]

Ordinance amending the San Francisco Administrative Code, Chapter 2A to add Article XVIII, section 2A.260 to establish and describe the responsibilities of the Department of Convention Facilities. (Mayor) . RECEIVED AND ASSIGNED to Rules Committee.

040756 [Permitting the City to offer services to governmental entities that it offers to private parties and to offer services to utilities]

Ordinance amending Administrative Code Chapter 10B to add Section 10B.21 to permit the City to offer services to governmental entities that it offers to private parties and to offer services to utilities. (Mayor) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

040757 [Increasing the Emergency Response Fee imposed on telephone subscribers]

Ordinance amending Article 10A of the Business and Tax Regulations Code by amending Sections 753 and 755 to increase the per-line Emergency Response Fee imposed on telephone subscribers, as well as the maximum total fee that may be imposed on a subscriber, and making environmental findings. (Mayor) . RECEIVED AND ASSIGNED to Budget Committee.

040758 [Business Tax]

Ordinance amending the Business and Tax Regulations Code to: (1) enact a new Article 12-A-1 (Business Tax Ordinance), as specified, to impose a business tax for five years on all persons engaging in business in San Francisco measured by the gross receipts of the business at the rate of one tenth of one percent (0.1%); (2) amend Article 12-A (Payroll Expense Tax Ordinance), as specified, to: (i) conform Article 12-A with the enactment of the Business Tax Ordinance, (ii) clarify the payroll expense of partnerships, Subchapter S corporations, limited liability companies, limited liability partnerships and other persons or entities not subject to federal income tax or which are allowed a deduction in computing such tax for distributions to the owners or beneficiaries of such persons or entities ("pass-through entities"), and (iii) promote development of the biotechnology industry by excluding from the payroll expense of persons subject to the Payroll Expense Tax compensation paid to employees and owners or beneficiaries of a pass-through entity for work performed and services rendered in connection with the person's biotechnology business; and (3) amend Article 6 (Common Administrative Provisions), as specified, to add definitions and conform common administrative provisions with the enactment of the Business Tax Ordinance and amendments to the Payroll Expense Tax Ordinance. Mayor presented. ASSIGNED to Finance and Audits Committee.

040759 [Eliminating the Dept. of Consumer Assurance, Regulatory Compliance and Agricultural Standards, and transferring the office of County Agricultural Commissioner and Sealer of Weights and Measures to the Dept. of Public Health]

Ordinance amending the San Francisco Administrative Code by amending the title of Article XIII, repealing section 2A.220 and amending sections 1.13-9, 1.15.1, 2A.221, 21.33 and 91.2, and amending the San Francisco Police Code by amending sections 674, 4903, 4904, 4905, 4908 and 4910, to eliminate the Department of Consumer Assurance, Regulatory Compliance and Agricultural Standards, give the Director of the Department of Public Health power to appoint the County Agricultural Commissioner-Sealer of Weights and Measures, and make conforming changes to the Equal Access to Services ordinance and ordinances governing agreements with the State for pest detection, the establishment of fees for testing weighing and measuring devices, the inspection of commodities supplied to the City by contractors, the regulation of tobacco advertising, and the requirement that parking stations have Revenue Control Equipment. (Mayor) . ASSIGNED to Budget Committee.

040760 [Department of the Medical Examiner]

Ordinance amending the San Francisco Administrative Code, Chapter 2A to add Article XVII, section 2A.250 to establish and describe the responsibilities of the Department of the Medical Examiner. (Mayor) . RECEIVED AND ASSIGNED to Rules Committee.

040761 [Neighborhood beautification]

Ordinance amending the San Francisco Administrative Code by amending section 10.100-114 to conform with prior initiative ordinance. (Mayor) . ASSIGNED to Rules Committee.

040762 [Salary and Wage Deductions]

Ordinance amending the San Francisco Administrative Code, Chapter 16, Article V by amending Section 16.93 to allow deductions and collections to be made for San Francisco City Services Preservation Fund. (Mayor) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

040763 [Requiring City departments to offer members of the public the opportunity to request notices by electronic mail]

Ordinance amending the Administrative Code by adding a new Section 1.57 to require City departments to offer members of the public the opportunity to request notices by electronic mail. (Mayor) . RECEIVED AND ASSIGNED to Rules Committee.

040764 [Board of Appeals surcharge for certain permit renewals issued by the Police Department, the Entertainment Commission, and the Taxi Commission]

Ordinance amending the San Francisco Administrative Code, by amending Section 10G.1, to apply the Board of Appeals surcharge to certain permits renewals issued by the Police Department, the Entertainment Commission, and the Taxi Commission under Police Code Sections 2.27 and 2.27.1, and making environmental findings. (Mayor) . RECEIVED AND ASSIGNED to Budget Committee.

040766 [Ordinance prohibiting the grant of permits and licenses to those more than 90 days in arrears in making the payments required by Chapter 10B]

Ordinance amending Administrative Code Chapter 10B to add Section 10B.20 to prohibit granting permits and licenses to those more than 90 days in arrears in making the payments required by Chapter 10B. (Mayor) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

040767 [Making environmental findings and amending, effective July 1, 2004, Section 9A.7 of the San Francisco Administrative Code to increase Farmers' Market vendor fees for certified and non-certified producers]

Ordinance making environmental findings and amending, effective July 1, 2004, Section 9A.7 of the San Francisco Administrative Code to increase Farmers' Market vendor fees for certified and non-certified producers. (Mayor) . RECEIVED AND ASSIGNED to Budget Committee.

PROPOSED RESOLUTIONS

040663 [Contracting out Parking Meter Management System]

Resolution concurring with Controller's certification that parking meter management services, including collection and coin counting can be practically performed by a private contractor at a lower cost than by City and County employees. (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

040699 [Design-Build Agreement for a Solar Power Plant at Southeast Water Pollution Control Plant]

Resolution authorizing the San Francisco Public Utilities Commission's General Manager to sign a Design-Build Agreement (DBA) for \$1.8 million between the San Francisco Public Utilities Commission and Sierra Electric, for the turnkey design and construction of a solar power plant at the San Francisco Public Utilities Commission's Southeast Water Pollution Control Plant (SEWPCP). (Public Utilities Commission) . RECEIVED AND ASSIGNED to City Services Committee.

040708 [Contracting out Services - Interim Emergency Towing, Storage and Disposal of Abandoned and Illegally parked Vehicles]

Resolution concurring with Controller's certification that it is more economical to contract for an Interim Emergency Service Agreement for Towing, Storage and Disposal of Abandoned and Illegally parked Vehicles than to provide the same services with City and County Employees. (Parking and Traffic Department) . RECEIVED AND ASSIGNED TO Finance and Audits Committee

040710 [Contracting Out City Services]

Resolution concurring with the Controller's certification that assistance to certain victims of crime and education in community anti-street violence can be practically performed for the District Attorney's Victim Witness Assistance Program by a private contract at a lower cost than similar work services performed by City and County employees. (District Attorney) . RECEIVED AND ASSIGNED TO Finance and Audits Committee

- 040727 [Redevelopment Agency Budget, Fiscal Year 2004-2005]**
Resolution approving an Interim Budget of the Redevelopment Agency of the City and County of San Francisco for fiscal year 2004-2005. (Mayor) . RECEIVED AND ASSIGNED to Budget Committee.
- 040728 [Redevelopment Agency Budget and Bonds, Fiscal Year 2004-2005]**
Resolution approving the Budget of the Redevelopment Agency of the City and County of San Francisco for fiscal year 2004-2005; and approving the Issuance by the Agency of Bonds in an aggregate principal amount not to exceed \$68,000,000 for the purpose of financing redevelopment activities in fiscal year 2004-2005. (Mayor) . RECEIVED AND ASSIGNED to Budget Committee.
- 040765 [Making Environmental Findings and Approving Department of Consumer Assurance's schedule of fees for weighing and measuring devices]**
Resolution making environmental findings and approving a schedule of fees to be charged by the Department of Consumer Assurance for testing of weighing and measuring devices initiated by written request and for reinspecting, retesting and recertifying weighing and measuring devices found to be outside the tolerances of specifications set by the California Department of Food and Agriculture upon an initial inspection prescribed by California Business and Professions Code Section 12210(a). (Mayor) . RECEIVED AND ASSIGNED to Budget Committee.
- 040727 [Redevelopment Agency Budget, Fiscal Year 2004-2005]**
Resolution approving an Interim Budget of the Redevelopment Agency of the City and County of San Francisco for fiscal year 2004-2005. (Mayor) . RECEIVED AND ASSIGNED to Budget Committee.
- 040728 [Redevelopment Agency Budget and Bonds, Fiscal Year 2004-2005]**
Resolution approving the Budget of the Redevelopment Agency of the City and County of San Francisco for fiscal year 2004-2005; and approving the Issuance by the Agency of Bonds in an aggregate principal amount not to exceed \$68,000,000 for the purpose of financing redevelopment activities in fiscal year 2004-2005. (Mayor) . RECEIVED AND ASSIGNED to Budget Committee.

Clerk to Act – June 8, 2004

Board Minutes for April 27, 2004 approved.

Requests Granted

From: Supervisors Ammiano, Dufty

To: Mayor's Budget Office

To: Controller

To: City Administrator

Requesting/Inquiring: To report on the status of payments to non-profit grantees of the Mayor's Neighborhood Beautification Fund.

From: Supervisors Dufty, Ammiano

To: Director, Department of Parking and Traffic

Requesting/Inquiring: Requesting a Pedestrian Safety Traffic Study for Guerrero Street/San Jose Avenue; and to report on implementing the following pedestrian safety improvements in writing within 30 days.

1. Removing a lane of traffic from San Jose Avenue and Randall to Guerrero Streets at Cesar Chavez.
2. Create bicycle lanes in each direction from San Jose Avenue at Randall to Guerrero Streets at Cesar Chavez.
3. Paint a wider crosshatched median strip from San Jose Avenue at 30th to Guerrero at Cesar Chavez, providing a sanctuary for pedestrians caught in the middle of the street.
4. Eliminate the "right turn on red" northbound on Guerrero at Cesar Chavez to improve pedestrian safety.
5. Eliminate the tow-away zone on southbound Guerrero at Cesar Chavez.

From: Supervisors Gonzalez, Maxwell, Dufty

To: Director, Department of Children, Youth & Their Families (DCYF)

Requesting/Inquiring: Requesting the Department of Children, Youth & Their Families advise the Board of Supervisors of the steps being taken to mitigate Ella Hall Hutch's loss of one of its two DCYF grants for youth employment and training.

From: Supervisor Alioto-Pier

To: Director, Department of Public Health

Requesting/Inquiring: To report on the annual number of individuals who enter the San Francisco Department of Public Health system with inquiries that result in permanent physical disability. In addition, the Supervisor inquires how these individuals are tracked following their initial release from the health system and what sort of City services are provided to the individuals for adjusting to their new disability.

From: Supervisor Peskin

To: General Manager, Recreation and Park Department

Requesting/Inquiring: To report on the following:

How much money was slated for Fay Park in the Prop A bond?

What work has been done in Fay Park?

What estimates have been given for the work to be done in Fay Park?

Why are no more funds anticipated for Fay Park?

What is the strategy for renovating Fay Park?

What is the interim use of the building in Fay Park?

From: Supervisor Maxwell

To: City Attorney

Requesting/Inquiring: To draft legislation to waive police service fees incurred by Black Diamond Dynasty for the production of the Bayview Juneteenth Festival in 2002.

In Memoriams

Raymond C. Minkel Jr. (Supervisors Peskin, Alioto-Pier)

Bea Woeste (Supervisors Peskin, McGoldrick)

Anthony Kosturos (Supervisors Sandoval, Hall)

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**≡ Legislation Introduced
Including All Off-Calendar Items
June 15, 2004**

OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

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Ordinances

040869 [Approving proposed Housing Element amendment to the City's General Plan]

Ordinance approving the proposed Housing Element to the City's General Plan; making environmental findings. (Clerk of the Board) . ASSIGNED UNDER 30 DAY RULE to Land Use Committee.

040870 [Rejecting proposed Housing Element amendment to the City's General Plan]

Ordinance rejecting the proposed Housing Element Amendment to the City's General Plan. (Clerk of the Board) . ASSIGNED UNDER 30 DAY RULE to Land Use Committee.

040871 [Appropriate funding for San Francisco General and Laguna Honda Hospital operations]

Ordinance appropriating \$11,155,000 in surplus revenues for salaries, fringe benefits, contractual services, materials and supplies, and services of other departments at San Francisco General Hospital and \$1,152,000 in surplus revenues for services of other departments for Laguna Honda Hospital for a total of \$12,307,000 for the Public Health Department for fiscal year 2003-04. Mayor presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

040872 [Appropriate funding for the over expenditure in Trial Courts, District Attorney, Fire, and Sheriff]

Ordinance appropriating \$500,000 from the Un-appropriated Revenue to fund over expenditure in legal expenses pertaining to the indigent defense program at Trial Courts; appropriating \$552,089 from departmental revenues to fund over expenditure in District Attorney work order for Police Overtime; appropriating \$3,149,000 from departmental revenues and recoveries to fund over expenditure in Fire salaries; and releasing \$3,250,000 from reserve and appropriating to Sheriff debt service and re-appropriating departmental general fund to pay for over expenditures in salaries for fiscal year 2003-04. Mayor presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

040873 [Appropriate funding for the Port of San Francisco to certify the construction phase of the design/build contract for the intermodal bridge, also known as the Illinois Street Bridge]

Ordinance appropriating \$9,998,139 to fund the certification of the construction phase of a design/build contract awarded to Shimmick Construction Company to build an intermodal bridge along Illinois Street over Islasis Creek (also known as The Illinois Street Bridge). Total funding sources include \$3,581,080 from the Port of San Francisco's unappropriated fund balance, \$4,300,000 in contributions from Catellus Corporation and \$2,117,059 from environmental impact mitigation fees. Mayor presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

040876 [Department of Human Services Cash Revolving Fund]

Ordinance amending San Francisco Administrative Code Section 10.157 to reduce amount of Department of Human Services Cash Revolving Fund. Mayor presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

- 040765 [Making Environmental Findings and Approving Department of Consumer Assurance's schedule of fees for weighing and measuring devices]**
Resolution making environmental findings and approving a schedule of fees to be charged by the County Agriculture Commissioner for testing of weighing and measuring devices initiated by written request and for reinspecting, retesting and recertifying weighing and measuring devices found to be outside the tolerances of specifications set by the California Department of Food and Agriculture upon an initial inspection prescribed by California Business and Professions Code Section 12210(a). (Mayor) . ASSIGNED to Budget Committee.
- 040767 [Making environmental findings and amending, effective July 1, 2004, Section 9A.7 of the San Francisco Administrative Code to increase Farmers' Market vendor fees for certified and non-certified producers]**
Ordinance making environmental findings and amending, effective July 1, 2004, Section 9A.7 of the San Francisco Administrative Code to increase Farmers' Market vendor fees for certified and non-certified producers. (Mayor) . ASSIGNED to Budget Committee.

Resolutions

- 040875 [Health Care National Day of Action]**
Resolution declaring June 19 as Health Care National Day of Action in San Francisco. Supervisor McGoldrick presented. ADOPTED.
- 040878 [Proclamation - Survivor of Homicide Victims Awareness Month in San Francisco]**
Resolution proclaiming November 20 to December 20th of each year as Survivor of Homicide Victims awareness Month in San Francisco. Supervisor Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 040880 [Opposing the Repeal of Senate Bill 2]**
Resolution expressing support for expanding health care coverage for uninsured San Franciscans and helping to ensure quality coverage for low and moderate income workers and opposing the repeal of Senate Bill 2 and urging an affirmative vote on the November 2nd, 2004 referendum. Supervisors Peskin, Daly, Ammiano, Gonzalez, Maxwell, Duffy, Ma, Sandoval, McGoldrick presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 040885 [Commending Nicole Derse]**
Resolution commending Nicole Derse for her outstanding contribution to the San Francisco Youth Commission and to the City and County of San Francisco. Supervisor Gonzalez presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 040886 [Waiving deadlines pursuant to Section 2.34 of the Administrative Code - Housing Bond Resolution of Public Interest and Necessity]**
Resolution waiving deadlines pursuant to Section 2.34 of the Administrative Code, allowing the Housing Bond Resolution of Public Interest and Necessity (Board File No. 040833) to be adopted less than 141 days before the November 2, 2004 Election. Supervisor Gonzalez presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 040888 [Support for Proposition 215-Compassionate Use Act]**
Resolution reaffirming the City and County of San Francisco's support for growers of medical marijuana within San Francisco's municipal jurisdiction to exercise their right to cultivate and distribute medical marijuana under San Francisco's Proposition P and California's Proposition 215 without arrest and/or harassment by the San Francisco Police Department under legally uncertain charges, or from unreasonable fear of prosecution by the District Attorney of San Francisco, whether acting alone or in conjunction with federal or state agencies. Supervisors Gonzalez, Ammiano, Daly presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 040889 [Requesting Real Estate Department to appraise the property at 220 Jones Street]**
Resolution requesting the Real Estate Department to appraise the parcel at 220 Jones Street and return a fair market value to the Board of Supervisors. Supervisor Gonzalez presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040890 [Issuance and Sale of Revenue Bonds - Broadway Family Apartments Multifamily Residential Rental Housing Development]

Resolution approving, for purposes of the Internal Revenue Code, the issuance and sale of Revenue Bonds by the City and County of San Francisco in an Aggregate Principal Amount not to exceed \$25,000,000 for the Broadway Family Apartments Multifamily Residential Rental Housing Development. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Charter Amendments

- 040597 [Charter Amendment - Board deadlines during recess; votes needed when Board members are disqualified; hold-over appointments; Department of Aging and Adult Services; Commission on the Environment; legislative aides]**
Charter amendment (Second Draft) to amend Sections 2.103, 2.104, 2.117, 3.104, 4.118, 4.120, 8.100, and Article XVII, and to add Section 4.101-1, to: toll deadlines for action by the Board when the Board is in recess; reduce the number of votes required at the Board of Supervisors for various actions when one or more Board members are disqualified from voting on a matter because of a conflict of interest; limit hold-over appointments on boards and commissions to 60 days; give the Commission on Aging authority over the Department of Aging and Adult Services; clarify the authority of the Commission on the Environment to consider environmental justice issues and to review City building and land use policies for environmental sustainability; delete the specific number of Board aides set in the Charter; set the annual compensation of elected members of the Board of Education at half the beginning salary of a San Francisco Unified School District teacher. Supervisor Gonzalez presented. ASSIGNED to Rules Committee.

Motions

040874 [Needle Exchange Emergency]

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program. Supervisors Ammiano, Daly, Peskin, McGoldrick, Maxwell, Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040877 [Legislative Analyst Request - Proposed Taxes]

Motion requesting the Legislative Analyst's Office to provide a comprehensive Economic Impact Report of the proposed Transaction and Use Tax Increase and the Business Tax by June 30, 2004:

Ordinance amending the Business and Tax Regulations Code to add Article 16-A to impose a transactions and use tax at the rate of one-quarter of one percent (0.25%) in accordance with Parts 1.6 and 1.7 of Division 2 of the California Revenue and Taxation Code and Business Tax.

Ordinance amending the Business and Tax Regulations Code to enact a new Article 12-A-1, as specified to impose a business tax for five years on all persons engaging in business in San Francisco measured by the gross receipts of the business at the rate of one tenth of one percent (0.1%); amend Article 12-A (Payroll Expense Tax Ordinance). Supervisor Hall presented. ASSIGNED to Board of Supervisors.

040879 [Rule amendment clarifying the deadline for introducing legislation]

Motion amending Rule 2.8 of the Rules of Order of the Board of Supervisors of the City and County of San Francisco to clarify that in order for Supervisors and the Mayor to introduce legislation at a Board of Supervisors meeting, the original and four copies of the legislation must be received by the Clerk of the Board by the adjournment of the Board meeting. Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to Rules Committee.

040881 [Appointment, Planning Commission]

Motion approving the Board of Supervisors President Gonzalez's nomination of Christina Olague to the Planning Commission term ending July 1, 2004. Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to Rules Committee.

040882 [Appointment, Planning Commission]

Motion approving the Board of Supervisors President Gonzalez's nomination of Christina Olague to the Planning Commission term ending July 1, 2008. Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to Rules Committee.

040883 [Directing the Clerk of the Board of Supervisors to submit the Incompatible Activities Statement to the Ethics Commission]

Motion directing the Clerk of the Board of Supervisors to submit the Incompatible Activities Statement to the Ethics Commission. (Clerk of the Board) . RECEIVED AND ASSIGNED to Rules Committee.

040884 [Requesting Controller's assistance so that DPH can increase its clinic and program reimbursements]

Motion requesting the Controller to work with the Department of Public Health in Fiscal Year 04-05 to increase billings and reimbursements from the Department's clinics and programs in order to increase revenues and thereby reduce the possibility of future program reductions. Supervisor Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

PROPOSED ORDINANCES

040712 [Settlement Of Lawsuit - Ray Mizyed and Gary Thompson]

Ordinance authorizing settlement of Ray Mizyed's claims in the lawsuit filed by Ray Mizyed and Gary Thompson against the City and County of San Francisco for \$135,000; the lawsuit was filed on May 14, 2003, in the United States District Court for the Northern District of California, Case No. CV 03-02243 WDB, entitled Ray Mizyed, Gary Thompson v. City and County of San Francisco, Johnny Miller, Jesse Williams, Donald Sanders, Mercedes Hernandez, Gwendolyn Tucker. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

040713 [Settlement of Lawsuit [Partial Settlement] - Ki-Man Song, et al.]

Ordinance authorizing partial settlement of the lawsuit filed by Ki-Man Song, Young Soo Lee, Leobardo Trejo, Suk In Yi, Chae Hun Yi, and James Nam against the City and County of San Francisco for \$280,540; the lawsuit was filed on June 3, 2003 in United States District Court, Northern District of California, Case No. C03 2580; entitled Ki-Man Song, et al. v. Jin Construction & Electric Co., et al.; other material terms of said settlement are material terms. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

040714 [Grant of Federal Funds]

Resolution authorizing the Municipal Transportation Agency Board to Accept and Expend \$41,002,071 of Federal Formula Section 5307 and Congestion Mitigation for Air Quality Capital Assistance for San Francisco Capital Projects and activities, excluding Administrative Overhead Costs. (Municipal Transportation Agency) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

040715 [Grant of Federal Funds]

Resolution authorizing the Municipal Transportation Agency Board to accept and expend \$35,351,840 of Federal Formula Section 5309 Fixed Guideway capital assistance for construction of Muni's Metro East Light Rail Facility, excluding administrative overhead costs. (Municipal Transportation Agency) . RECEIVED AND ASSIGNED to Land Use Committee.

Requests Granted

From: Supervisor Sandoval

To: Director, Department of Parking and Traffic

Requesting/Inquiring: To report on the feasibility of installing the largest possible speed limit signs on San Jose Avenue between Geneva Avenue and Tingley Street.

CC: Ms. Sharon Eberhardt

President, Cayuga Improvement Association

314 Foote Avenue

San Francisco, CA 94112

From: Supervisor Ammiano

To: General Manager, Recreation and Parks

Requesting/Inquiring: To submit the following information regarding the Mission Recreation Center to the Board of Supervisors:

1. A list of programs offered and times scheduled for the last two years,
2. An itemization of program attendees: who attends which programs, broken down by gender and age,
3. An estimate of high and low program and building usage, both daily and weekly,
4. A list of outreach strategies,
5. A list of present staffing: Job descriptions, salaries for both full and part-time employees,
6. The hours daily that the Center is open and available to the community.

From: Supervisor Dufty

To: Director, Mayor's Office of Housing

Requesting/Inquiring: Inquiring if the Director can review the recommendations contained in the Office of the Legislative Analyst's report regarding best practices by other jurisdictions in managing Section 8 and Housing Opportunities for the Persons with AIDS programs (HOPWA) waiting lists. This report was requested by the City Services Committee in 203 pursuant to our hearing on impediments to fair access to housing.

Director Franklin's review would be appreciated so as to make recommendations on how reforms can be implemented to improve management of these waiting lists. Recommendations shall include legislative or administrative actions by the Mayor, Board of Supervisors, San Francisco Housing Authority and San Francisco Redevelopment Agency necessary to achieve these improvements and reforms.

In Memoriams

Charles W. Dullea (The Entire Board)

Gloria E. Anzaldúa (Supervisor Ammiano)

Deanna Rena Carvalho (Supervisor Ammiano)

Ray Charles (Supervisor Hall)

Stanley Toy, Sr. (Supervisor Ma)

Sally Green (Supervisor Sandoval)

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≡ Legislation Introduced
Including All Off-Calendar Items
June 22, 2004

OFF-AGENDA LEGISLATION

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Ordinances

- 040930 [Setting fees for certain services provided by the Medical Examiner and increasing fees for other services]
Ordinance amending San Francisco Administrative Code Section 8.14, by raising the fee for removal of remains and adding fees for direct cremation of remains; preparing of toxicology specimen for shipment for retest by private lab; and specimen storage; and making environmental findings. Mayor presented. RECEIVED AND ASSIGNED to Budget Committee.
- 040755 [Department of Convention Facilities]
Ordinance amending the San Francisco Administrative Code, Chapter 2A to add Article XVIII, section 2A.260 to establish and describe the responsibilities of the Department of Convention Facilities. (Mayor) Mayor presented. ASSIGNED to Rules Committee.
- 040760 [Department of the Medical Examiner]
Ordinance amending the San Francisco Administrative Code, Chapter 2A to add Article XVII, section 2A.250 to establish and describe the responsibilities of the Department of the Medical Examiner. (Mayor) Mayor presented. ASSIGNED to Rules Committee.

040910 [Supportive Housing Bonds Special Election]

Ordinance calling and providing for a special election to be held in the City and County of San Francisco (the "City") on November 2, 2004, for the purpose of submitting to the qualified voters of the City a proposition for the issuance of bonds by the City (or one of its agencies, departments or enterprises) in the principal amount of Eighty-Five Million Dollars (\$85,000,000) to finance the costs of the acquisition, construction and/or rehabilitation of supportive housing for qualifying very low income individuals and/or families, and authorizing landlords to passthrough fifty percent (50%) of the resulting property tax increase to residential tenants in accordance with Chapter 37 of the San Francisco Administrative Code ; finding that the estimated cost of the project is and will be too great to be paid out of the ordinary annual income and revenue of the City and will require expenditures greater than the amount allowed therefor by the annual tax levy; reciting the estimated cost of such proposed project; fixing the date of and the manner of holding the special election and the procedure for voting for or against the proposition; fixing the maximum rate of interest on the bonds and providing for the levy and collection of taxes to pay both principal and interest therefor; prescribing notice to be given of the special election; finding the proposed project is in conformity with the priority policies of Planning Code Section 101.1(b) and with the General Plan consistency requirement of Administrative Code Section 2A.53; consolidating the special election with the general election to be held on November 2, 2004; establishing the election precincts, voting places and officers for the special election; waiving the word limitation on ballot propositions imposed by San Francisco Municipal Elections Code Section 510; complying with Section 53410 of the California Government Code; incorporating the provisions of Article V of Chapter V of the San Francisco Administrative Code, and imposing certain limitations on the use of bond proceeds. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

040914 [Environmental Review of Area Plan]

Draft Ordinance amending Administrative Code Chapter 31, Sections 31.11 and 31.15, to require that the Planning Commission complete environmental review pursuant to the California Environmental Quality Act (CEQA), on an area plan, as defined, prior to adopting or affirming a negative declaration or certifying an environmental impact report on an individual project located within the boundaries of that area plan. Supervisor Daly presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

040909 [Neighborhood Historical Resources Preservation Bonds]

Ordinance calling and providing for a special election to be held in the City and County of San Francisco on Tuesday, November 2, 2004, for the purpose of submitting to the voters of the City and County of San Francisco a proposition to incur the following bonded debt of the City and County: Sixty Million Dollars (\$60,000,000) for the acquisition, rehabilitation, renovation, improvement, construction or preservation of certain historical resources, and structures benefiting historical resources, owned, or to be owned, by the City and County and/or the San Francisco Unified School District and paying all other costs necessary and convenient for effectuating those purposes and authorizing landlords to passthrough fifty percent (50%) of the resulting property tax increase to residential tenants in accordance with Chapter 37 of the San Francisco Administrative Code; finding that the estimated cost of such proposed project is and will be too great to be paid out of the ordinary annual income and revenue of the City and County and will require expenditures greater than the amount allowed therefor by the annual tax levy; reciting the estimated cost of such proposed project; fixing the date of election and the manner of holding such election and the procedure for voting for or against the proposition; fixing the maximum rate of interest on such bonds and providing for the levy and collection of taxes to pay both principal and interest thereof; prescribing notice to be given of such election; finding the proposed project is excluded from the California Environmental Quality Act, and is in conformity with the priority policies of Planning Code Section 101.1(b) and with the General Plan consistency requirement of Administrative Code Section 2A.53; consolidating the special election with the general election; establishing the election precincts, voting places and officers for the election; waiving the word limitation on ballot propositions imposed by San Francisco Municipal Elections Code Section 510; complying with Section 53410 of the California Government Code; incorporating the provisions of Article V of Chapter V of the San Francisco Administrative Code; and requiring the passage of an implementation ordinance prior to the sale of the bonds. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

Resolutions

040903 [Commending Judith Baker]

Resolution commending Judith Baker for her distinguished work and outstanding leadership as Executive Director of South of Market Child Care, Inc. and her dedication to children and families of San Francisco. Supervisor Daly presented. ADOPTED.

- 040912 [Prohibiting eastbound vehicles on Market Street from making a right turn onto the entrance to the Central Freeway at Octavia Street]**
Resolution enacting traffic regulation on Market Street at entrance to the Central Freeway at Octavia Street. Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to Land Use Committee.
- 040913 [Study of at-risk and HIV positive youth in San Francisco]**
Resolution authorizing the San Francisco Department of Public Health (SFPDH) to enter retroactively into an agreement in the amount of \$19,800 with The Regents of the University of California San Francisco (UCSF), the primary contractor, to participate in a study of at-risk and HIV positive youth in San Francisco, for the period of March 1, 2004, to February 28, 2005. Supervisor Duffy presented. RECEIVED AND ASSIGNED to City Services Committee.
- 040917 [Rejecting the MTA Budget]**
Motion rejecting the MTA budget pursuant to Charter Section 8A.106, authorizing the Controller to continue making interim appropriations and requesting an audit of the MTA to address paratransit fare increases, service reductions, layoffs of service critical employees, and other structural budget problems. Supervisor Daly presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 040918 [Accept - Expend State Grant - MOCJ]**
Resolution authorizing the Mayor's Office of Criminal Justice (MOCJ) to retroactively accept and expend a grant in the amount of \$200,000 from the State Board of Corrections, from funds made available through the Title II Delinquency Prevention and Intervention Program (Title II), for the "Read into Your Future" literacy project. Mayor presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 040919 [Accessible Public Event Checklist]**
Resolution adopting the use of the Accessible Public Event Checklist as developed by the Mayor's Office on Disability for all City sponsored public meetings and events. Supervisor Alioto-Pier presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 040920 [Accept-Expend State Grant - MTA, DPT]**
Resolution authorizing the Municipal Transportation Agency, Department of Parking and Traffic to apply for, accept and expend a grant in the amount of \$324,000 from the California Department of Transportation Hazard Elimination Safety grant program to install Pedestrian Countdown Signals at up to 30 various intersection locations throughout the City for Bicycle and Pedestrian Improvements. Supervisor Alioto-Pier presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 040921 [Accept-Expend State Grant - DPT]**
Resolution authorizing the Department of Parking and Traffic to apply for, accept and expend a grant in the amount of \$450,000 from the California Department of Transportation for Safe Routes to School grant funding. Supervisor Alioto-Pier presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 040922 [Accept and Expend Gift - Levi Strauss Foundation]**
Resolution accepting and expending a gift in the amount of \$11,750 from the Levi Strauss Foundation to support programs and gardening activities at 10th Avenue Playground, Lloyd Lake and Prayer Book Cross in Golden Gate Park, Potrero Hill, Mountain Lake, Grattan School Playground, India Shoreline Natural Area, and Herz Playground and Recreation Center. Supervisor Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 040923 [Honoring the Grand Marshals of the 2004 SF LGBTP Parade and Celebration]**
Resolution honoring the Grand Marshals of this year's annual San Francisco Lesbian Gay Bisexual Transgender Pride Parade and Celebration and commending their participation in this important event. Supervisor Gonzalez presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 040924 [Removing One Member Seat from the Power Plant Task Force]**
Resolution removing the Executive Director of Communities for a Better Environment or his/her designee from the Power Plant Task Force. Supervisor Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 040926 [Urging the retrial of the Gwen Araujo murder and hate crime case]**
Resolution urging the Alameda County District Attorney to; (1) recharge all defendants in the murder and hate crime of Gwen Araujo, and (2) offer a motion limiting any questioning or evidence concerning a "transpanic" defense, and (3) urge the Alameda County District Attorney to collaborate with the LGBT legal organizations to assist in writing any supporting legal motions for the District Attorney to prosecute this case. Supervisors Ammiano, Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 040927 [Sewer rates and charges]**
Resolution approving the rates and charges set by the Public Utilities Commission for sewer service charges as submitted to the Board of Supervisors on June 16, 2004. (Clerk of the Board) . RECEIVED AND ASSIGNED to Finance and Audits Committee.
- 040928 [Sewer rates and charges]**
Resolution rejecting the rates and charges set by the Public Utilities Commission for sewer service charges as submitted to the Board of Supervisors on June 16, 2004. (Clerk of the Board) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

Motions

- 040900 [Appointment, Planning Commission]**
Motion rejecting the Board of Supervisors President's appointment of Christina Olague to the Planning Commission, term ending July 1, 2008. (Clerk of the Board) . RECEIVED AND ASSIGNED to Rules Committee.
- 040902 [Appointment, Planning Commission]**
Motion rejecting the Board of Supervisors President's appointment of Christina Olague to the Planning Commission, term ending July 1, 2004. (Clerk of the Board) . RECEIVED AND ASSIGNED to Rules Committee.
- 040911 [Audit of New Wastewater Service Rates]**
Motion directing the Budget Analyst of the Board of Supervisors to prioritize, within its scheduled FY 2004-2005 management audit of the Public Utilities Commission, an analysis of the Wastewater Service Rates recently approved by the Commission, and scheduled to take effect July 1, 2004. Supervisor Hall presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 040925 [Disapproving the Mayor's executive branch reorganization of personnel functions at Child Support Services]**
Motion disapproving, under Charter Section 4.132, the Mayor's intended transfer of personnel functions from Child Support Services to the Department of Human Resources. Supervisor Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 040929 [Needle Exchange Emergency]**
Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program. Supervisors Ammiano, Daly, Peskin, McGoldrick, Maxwell, Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

PROPOSED ORDINANCES

- 040718 [Third Street and Oakdale Avenue Affordable Housing Special Use District]**
Ordinance establishing the Third Street and Oakdale Avenue Affordable Housing Special Use District for property at 4800 Third Street (Lot 45, Assessor's Block 5322), located at the southwest corner of the block bounded by Oakdale Avenue, Third Street, Palou Avenue, and Newhall Street, by adding Planning Code Section 249.27, and making findings. (Planning Department) . ASSIGNED UNDER 30 DAY RULE to Land Use Committee.

040719 [Zoning Map Amendment in connection with Third Street and Oakdale Avenue Affordable Housing Special Use District]

Ordinance amending Zoning Map Section 10 of the City and County of San Francisco for the property at 4800 Third Street (Lot 45, Assessor's Block 5322), located at the southwest corner of the block bounded by Oakdale Avenue, Third Street, Palou Avenue, and Newhall Street.; adopting findings under the California Environmental Quality Act; and making findings of consistency with the General Plan and the priority policies of Planning Code Section 101.1. (Planning Department) . ASSIGNED UNDER 30 DAY RULE to Land Use Committee.

040720 [Authorizing the Vacation and Transfer to the Redevelopment Agency of a Portion of Stevenson Street between 3rd and 4th Streets]

Ordering the summary vacation of an unused and unneeded portion of Stevenson Street between 3rd and 4th Streets; making findings pursuant to the California Streets and Highways Code, Chapter 4, Sections 8330 et seq.; adopting findings pursuant to the California Environmental Quality Act; adopting findings that the vacation is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; authorizing the conveyance of the vacated portion of Stevenson Street to the San Francisco Redevelopment Agency; and authorizing other actions in furtherance of this ordinance. (Real Estate Department) . RECEIVED AND ASSIGNED to Land Use Committee.

040856 [Department of Elections Conflict of Interest Code]

Ordinance amending Campaign and Governmental Conduct Code section 3.1-215 to update the Department of Elections and Elections Commission conflict of interest code and financial disclosure rules. (Elections Department) . RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

040857 [Settlement of Claim - Cambridge Integrated Services, Inc.]

Resolution approving settlement of claim by City and County of San Francisco against Cambridge Integrated Services, Inc., for claimed errors and omissions by Cambridge in administering the workers' compensation claim of City employee Fanny Tang. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

Board Minutes for May 11, 2004 approved.

Requests Granted

From: Supervisor Maxwell

To: Department of Parking and Traffic

Requesting/Inquiring: To study and report on the proposal to restore parallel parking to the 1200 block of Fitzgerald Street.

From: Supervisor Maxwell

To: Department of Parking and Traffic

Requesting/Inquiring: To conduct traffic studies at the intersection of Thorton and Neptune. Several residents in the area have had their property damaged by speeding cars running into their garages. In Residents in the area are interested in working with the Department to make this intersection safe.

From: Supervisor Hall

To: Department of Public Health

Requesting/Inquiring: To report on how they are educating and outreach to expectant young mothers with regard to California Law SB 1368 and including the information that San Francisco Fire Stations have been designated as Safe Haven Sites.

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BOARD of SUPERVISORS



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San Francisco, CA 94102-4689
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TDD No. 554-5227

**Legislation Introduced
Including All Off-Calendar Items
June 29, 2004**

OFF-AGENDA LEGISLATION

DOCUMENTS DEPT.

JUL - 2 2004

SAN FRANCISCO
PUBLIC LIBRARY

Introduced by Supervisors or Mayor

Ordinances

- 040322 [Mayor's Budget Director may waive payment of part of the cost of additional police services, subject to Board's power to deny the waiver]
Ordinance permitting the Mayor's Budget Director to waive, in writing, part of the cost of additional police services, including the administrative overhead charge. Supervisor Peskin presented. CONTINUED TO CALL OF THE CHAIR.
- 040755 [Department of Convention Facilities]
Ordinance amending the San Francisco Administrative Code, Chapter 2A to add Article XVIII, section 2A.260 to establish and describe the responsibilities of the Department of Convention Facilities. (Mayor) Mayor presented. ASSIGNED to Rules Committee.
- 040760 [Department of the Medical Examiner]
Ordinance amending the San Francisco Administrative Code, Chapter 2A to add Article XVII, section 2A.250 to establish and describe the responsibilities of the Department of the Medical Examiner. (Mayor) Mayor presented. ASSIGNED to Rules Committee.
- 040592 [Payroll Expense Tax Exclusion for Biotechnology Business]
Ordinance amending the Payroll Expense Tax Ordinance to establish a tax exclusion for biotechnology businesses, as specified. Supervisors Alioto-Pier, Ma presented. CALLED FROM COMMITTEE.
- 040944 [Payment of Reward]
Ordinance authorizing payment of reward to Jane Doe for supplying information leading to the arrest and conviction of the perpetrator who murdered Shayne Worcester on May 26, 1999. Mayor presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.
- 040946 [First source hiring agreements]
Ordinance amending San Francisco Administrative Code Chapter 83.11 by requiring a developer to obtain approval of a first source hiring agreement prior to Planning Commission approval of a development project authorization. Supervisor Maxwell presented. ASSIGNED UNDER 30 DAY RULE to Land Use Committee.

040954 [Supportive and Affordable Rental Housing and Homeownership Bonds Special Election]

Ordinance calling and providing for a special election to be held in the City and County of San Francisco (the "City") on November 2, 2004, for the purpose of submitting to the qualified voters of the City a proposition for the issuance of bonds or other forms of indebtedness by the City (or one of its agencies, departments or enterprises) in the principal amount of Two-Hundred Million Dollars (\$200,000,000) to finance the costs of the acquisition, construction and/or rehabilitation of supportive and affordable rental housing for qualifying low and very low income individuals and/or families, to finance the costs of construction of homeownership developments for qualifying low and moderate income individuals and families, and to provide financial assistance for a home ownership program to qualifying low and moderate income homebuyers, and authorizing landlords to passthrough fifty percent (50%) of the resulting property tax increase to residential tenants in accordance with Chapter 37 of the San Francisco Administrative Code; finding that the estimated cost of the project is and will be too great to be paid out of the ordinary annual income and revenue of the City and will require expenditures greater than the amount allowed therefor by the annual tax levy; reciting the estimated cost of such proposed project; fixing the date of and the manner of holding the special election and the procedure for voting for or against the proposition; fixing the maximum rate of interest on the bonds and/or other forms of indebtedness and providing for the levy and collection of taxes to pay both principal and interest therefor; prescribing notice to be given of the special election; finding the proposed project is in conformity with the priority policies of Planning Code Section 101.1(b) and with the General Plan consistency requirement of Administrative Code Section 2A.53; consolidating the special election with the general election to be held on November 2, 2004; establishing the election precincts, voting places and officers for the special election; waiving the word limitation on ballot propositions imposed by San Francisco Municipal Elections Code Section 510; complying with Section 53410 of the California Government Code; incorporating the provisions of Article V of Chapter V of the San Francisco Administrative Code, and imposing certain limitations on the use of bond proceeds. Supervisors Ammiano, Peskin, Daly, Gonzalez, Maxwell, Dufty, McGoldrick, Alioto-Pier presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

040955 [Fee Adjustments - Planning Department Services]

Ordinance amending the San Francisco Planning Code by amending Article 3.5 to adjust fees for Planning Department services; and making environmental findings. Supervisor Daly presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

Resolutions

040941 [Contracting Out Airport Information Booth Services]

Resolution approving the Controller's certification that Airport Information Booth Services at San Francisco International Airport can be practically performed by private contractor at a lower cost than if the work were performed by City and County employees. Mayor presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

040942 [Contracting Out Shuttle Bus Service]

Resolution approving the Controller's certification that shuttle bus service for San Francisco International Airport's Long-Term Parking Lot, the employee garage and surface Lot DD can practically be performed by private contractor at a lower cost than if work were performed by City and County employees. Mayor presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

040943 [Contract with ValueOptions, Inc. to improve access to mental health treatment for children in foster care and other children placed outside of San Francisco]

Resolution approving a contract with ValueOptions, Inc. to provide services to foster care and other Medi-Cal eligible children placed outside of San Francisco, for the period of July 1, 2004 through June 30, 2005. Mayor presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

040945 [Authorizing Trial Courts to require payment of legal fees by defendants upon finding of ability to pay]

Resolution authorizing the San Francisco Trial Courts to require payment of legal fees by a defendant who is provided legal counsel through the Public Defender's Office or private counsel appointed by the court, upon a finding by the court that the defendant has the ability to pay all or part of the cost of legal assistance. Supervisor Gonzalez presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040947 [Traffic Regulation - Steiner Street between Lombard and Chestnut Streets]

Resolution enacting temporary "Street Closed to Vehicular Traffic" regulation on Steiner Street between Lombard and Chestnut Streets from 1:30 P.M. to 8:15 P.M. on every Tuesday between August 24, 2004 through October 26, 2004. Supervisor Alioto-Pier presented. RECEIVED AND ASSIGNED to Land Use Committee.

040953 [Amended and Restated Property Exchange Agreement]

Resolution approving an amended and restated property exchange agreement substituting City property at the corner of Portola Drive and Burnett Avenue for property located at the corner of Gough and Grove Streets; adopting findings that the amended and restated exchange agreement is categorically exempt from environmental review and is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; and authorizing the Director of Property to execute documents, make certain modifications and take certain actions in furtherance of this resolution. Supervisors Duffy, Hall, Gonzalez presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

040956 [Supporting the Youth Commission changes to the MOU between SFUSD and the SFPD on School Resource Officers]

Resolution supporting the San Francisco Youth Commission regarding the Memorandum of Understanding (MOU) between the San Francisco Unified School District (SFUSD) and the Police Department (SFPD) on School Resource Officers. Supervisor Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040957 [Commemorating the Chinatown Night Market Fair Grand Opening]

Resolution commemorating the Chinatown Night Market Fair Grand Opening Celebration. Supervisor Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040958 [Residential Permit Parking Area "A" on Broadway and Jones Streets]

Resolution establishing Residential Permit Parking Area "A" on Broadway and Jones Streets. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040959 [Perpendicular Parking on Broadway at Jones Street]

Resolution establishing perpendicular (90-Degree angle) parking on the 1000 block of Broadway. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040960 [Requesting DTIS to Evaluate and Make Recommendations on Stolen Vehicles]

Resolution requesting the Department of Telecommunications and Information Services (DTIS) to evaluate and make recommendations on the needed steps so that the San Francisco Department of Parking and Traffic and Police Department can share data on stolen vehicles. Supervisor Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040961 [Consolidation of BART Election - 11/2/04]

Resolution consolidating the Bay Area Rapid Transit District Election for Director's Seat in District 8 and Special District Election for a Seismic Safety Bond to be held in the City and County of San Francisco on November 2, 2004 with the General Municipal Election scheduled for the same date, and providing that the election shall be the same as for the General Municipal Election. Supervisor Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

040948 [Civil Grand Jury Report (2003-2004) on merger of Emergency Medical Services and the S.F. Fire Department]

Hearing to consider the recommendations of the 2003-2004 San Francisco Civil Grand Jury report on the merger of Emergency Medical Services and the San Francisco Fire Department. Supervisor Duffy presented. RECEIVED AND ASSIGNED to City Services Committee.

040949 [Payment in Lieu of Taxes (PILOT) Programs]

Hearing to investigate the use of Payment in Lieu of Taxes (PILOT) programs in San Francisco. PILOT's are used by tax-exempt entities to reimburse local governments for the provision of city services. The hearing will focus upon the current list of entities, for-profit and non-profit, that are exempt from either property or payroll taxes, the State reimbursement process to local municipalities, and the potential to institute a PILOT program in San Francisco. Supervisor Maxwell presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

040950 [Status of the Neighborhood Beautification Fund]

Hearing on the current status of the Neighborhood Beautification Fund. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

Motions

040951 [Appointment, Board of Appeals]

Motion approving the Board of Supervisors President's appointment of Randall Knox to the Board of Appeals for the term ending July 1, 2006. (Clerk of the Board) . RECEIVED AND ASSIGNED to Rules Committee.

040952 [Appointment, Board of Appeals]

Motion rejecting the Board of Supervisors President's appointment of Randall Knox to the Board of Appeals, for the term ending July 1, 2006. (Clerk of the Board) . RECEIVED AND ASSIGNED to Rules Committee.

040962 [Needle Exchange Emergency]

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program. Supervisors Ammiano, Daly, Peskin, McGoldrick, Maxwell, Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

PROPOSED ORDINANCES

040860 [Settlement of Lawsuit - Sixta Santiago]

Ordinance authorizing settlement of the lawsuit filed by Sixta Santiago against the City and County of San Francisco for \$115,000; the lawsuit was filed on December 12, 2003 in San Francisco Superior Court, Case No. CGC 03-426-777; entitled Sixta Santiago v. City and County of San Francisco, et al; other material terms of said settlement are that Plaintiff has agreed to retire from her position with the City. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

040887 [Mission Bay - Park P1 Improvements]

Ordinance designating a portion of State Trust Parcel 2 and Parcel 7 adjacent to Channel for public open space and park purposes; naming the new park "Mission Creek Park"; designating sidewalk width; accepting the irrevocable offer for the acquisition facilities; designating said facilities to public open space and park purposes and accepting for maintenance responsibilities and liability purposes; adopting findings that such actions are consistent with the City's General Plan, priority policy findings of City Planning Code section 101.1, and the Mission Bay South Redevelopment Plan; accepting Department of Public Works Order No. 174,861 and authorizing official acts in connection with this Ordinance. (Public Works Department) . RECEIVED AND ASSIGNED to Land Use Committee.

PROPOSED RESOLUTIONS

040858 [Accept-Expend Federal Grant]

Resolution authorizing the Municipal Transportation Agency to accept and expend a grant in the amount of \$82,400 from the Metropolitan Transportation Commission for development and production of the Municipal Railway's Short Range Transit Plan for Fiscal Year 2006 and the FY2004 SRTP Interim Update. (Municipal Transportation Agency) . RECEIVED AND ASSIGNED to Land Use Committee.

040859 [Designating 165 10th Street, the James Lick Baths/People's Laundry building, as a Landmark]
Ordinance Designating 165 10th Street, The James Lick Baths/People's Laundry Building, As Landmark No. 246 Pursuant To Article 10, Sections 1004 And 1004.4 Of The Planning Code. (Planning Department) . RECEIVED AND ASSIGNED to Land Use Committee.

040891 [Mission Bay South Access and Other Agreements]
Resolution approving one new agreement to extend the terms of terminated agreement and to exercise options for extensions of seven other terminated agreements, all containing easements and licenses for access, use, maintenance and operation of infrastructure improvements in Mission Bay South, making such actions retroactive to the date of their respective terminations and authorizing other official actions. (Public Works Department) . RECEIVED AND ASSIGNED to Land Use Committee.

Board Minutes for May 18, 2004 approved.

Requests Granted

From: Supervisor Maxwell

To: Director, Department of Parking and Traffic

Requesting/Inquiring: To conduct a traffic study at the intersection of 22nd and Wisconsin and return with recommendations. Wisconsin Street is a steep hill and 22nd street has perpendicular parking. These two issues impair the vision of the driver at this intersection

In Memoriams

Guerremo Fuentes (Supervisor Ammiano)

Jose Espinal (Supervisor Ammiano)

Robert F. Hermanson (Supervisor Ammiano)

Carol Tarlen (Supervisor Daly)

Tony Humber (Supervisor Dufty)

Babe Weeks (Supervisor Dufty)

Carl Rakosi (Supervisor Gonzalez)

Kathleen Loftus (Supervisor Hall)

Helen Chin (Supervisor Peskin)

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Legislation Introduced
Including All Off-Calendar Items
July 13, 2004

DOCUMENTS DEPT.

OFF-AGENDA LEGISLATION

JUL 16 2004

SAN FRANCISCO
PUBLIC LIBRARY

Introduced by Supervisors or Mayor

Ordinances

- 020188 [Designating 300 Bartlett Street, The Carnegie Mission Branch Library as Landmark No. 234]
Ordinance designating 300 Bartlett Street, the Carnegie Mission Branch Library, as Landmark No. 234 pursuant to Article 10, Sections 1004 and 1004.4 of the Planning Code. Supervisor Ammiano presented. REACTIVATED PURSUANT TO RULE 5.23.
- 030142 [Designate the Laguna Honda Station, also known as the Forest Hill Station, At 390 Laguna Honda Boulevard As a Landmark]
Ordinance Designating the Laguna Honda Station, At 390 Laguna Honda Boulevard, As Landmark No. 231 Pursuant To Article 10, Sections 1004 And 1004.4 Of The Planning Code. Supervisor Hall presented. REACTIVATED PURSUANT TO RULE 5.23.
- 031932 [Restricting the sale of large caliber firearms, requiring reporting of firearm thefts, and deleting obsolete provisions regulating firearms sales]
Ordinance amending the Police Code by deleting Sections 552, 556 and 557, relating to possession of firearms by minors and possession of facsimile firearms in order to conform to state law, amending Section 602 to delete redundant provisions and provisions relating to air guns in order to conform to state law; amending Sections 613.1, 613.10 and 613.10-1 to delete requirements relating to "Saturday Night Specials," restrictions on the sale of large capacity magazines and various other requirements relating to firearms dealers in order to conform to state law and add new requirements in Section 613.10-1 to restrict the sale or transfer of 50 caliber firearms and ammunition; amending Section 613.3 to require the Chief of Police to conduct a background check on applicants for a firearms dealer license and such applicants' employees; amending Sections 613, 613.10-3, 613.12, 613.16, 613.19, 617 and 618 to make technical and conforming corrections; amending Section 613.10-2, restricting the sale of ultracompact firearms to update findings and exceptions to restrictions on sales, deleting Sections 614 through 616, relating to reporting of firearms sales by dealers in order to conform to state law, renumbering existing Sections 617 and 618 as Sections 614 and 615; and adding a new Section 616. requiring owners of firearms to report the loss or theft of a firearm to the Police Department. Supervisor Gonzalez presented. ASSIGNED UNDER 30 DAY RULE to City Services Committee.
- 040987 [Including biotechnology business to the First Source Hiring Program]
Ordinance amending Administrative Code section 83.4 to define and include biotechnology business as a "commercial activity" and a "development project" for purposes of the First Source Hiring Program. Supervisor Maxwell presented. RECEIVED AND ASSIGNED.

- 040988 [Prohibiting Disclosure of Contractors Performance]**
Ordinance amending the San Francisco Administrative Code by adding a new Chapter 12M to prohibit contractors from disclosing to any person or entity private information about individuals obtained from the City and County in the performance of the contract unless the contract authorizes the disclosure, the contractor first obtains the written approval of the contracting department, or the disclosure is authorized or required by law. Supervisors McGoldrick, Peskin, Maxwell, Ammiano, Gonzalez presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.
- 040989 [Granting a bid preference of twenty percent to each contractor who will perform all services to be required by a contract in the United States of America]**
Ordinance amending the San Francisco Administrative Code by adding a new Chapter 12I to grant a bid preference of twenty percent to each contractor who will perform all services to be required by a contract in the United States of America. Supervisor McGoldrick presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.
- 040997 [Zoning Map amendment]**
Ordinance amending the San Francisco Planning Code by amending the Zoning Map of the City and County of San Francisco to change the use classification of Block 3787, Lots 10, 11, 12, 13, 18, 24, 26, 27, 28, 50, 51, and 166 from SLI (Service Light Industrial) to SSO (Service/Secondary Office) in the South of Market Area. Supervisor Daly presented. ASSIGNED UNDER 30 DAY RULE to Land Use Committee.
- 040998 [SSO Zoning District – Allowing Financial Service]**
Ordinance amending the San Francisco Planning Code by amending Section 818 and adding Section 818.32 to Table 818 to allow a financial service use in an SSO (Service/Secondary Office) zoning district; adopting findings. Supervisor Daly presented. ASSIGNED UNDER 30 DAY RULE to Land Use Committee.
- 041000 [Cost recovery fees for area plans, rezonings and programmatic environmental reviews]**
Ordinance amending the San Francisco Planning Code by adding Section 358 to impose a fee surcharge on projects in certain areas to recover the City's actual costs in developing an area plan, specific plan, or rezoning study or preparing a programmatic environmental document for that area; amending the San Francisco Administrative Code by adding Section 10.100-370 to establish a special fund to receive the cost recovery fees and other moneys and to fund the development of future area plans, rezoning studies and programmatic environmental documents; and adopting Section 302 and environmental findings. Supervisor McGoldrick presented. ASSIGNED UNDER 30 DAY RULE to Finance and Audits Committee.
- 041001 [Use of City funds to Demolish Historic Properties Prohibited]**
Ordinance amending the Administrative Code by adding Chapter 10A to provide that City funds may not be used to demolish historic properties. Supervisors Peskin, Ammiano, Daly, McGoldrick, Gonzalez presented. RECEIVED AND ASSIGNED to Rules Committee.
- 041002 [Provide for Landmarks Preservation Advisory Board Advice on Alterations to Historic Properties; Time and Material Charges]**
Ordinance amending Section 1009 and Section 356 of the Planning Code to provide that property owners may seek the written advice of the Landmarks Preservation Advisory Board as to whether proposed alterations to an historic property are consistent with the Secretary of the Interior's Standards for Treatment of Historic Properties with Guidelines for Preserving, Rehabilitating Restoring, and Reconstructing Historic Buildings, defining historic properties, providing that the Planning Department may charge any party requesting the Advisory Board's advice for the Department's time and materials costs, and making findings of consistency with the priority policies of Planning Code Section 101.1 and the General Plan. Supervisors Peskin, Ammiano presented. RECEIVED AND ASSIGNED to Land Use Committee.
- 041003 [Parking Control - Dr. Carlton B. Goodlett Place]**
Ordinance amending Article 3, Section 32.6.21 of the San Francisco Traffic Code to extend the boundary of the existing permit area, remove the official city-owned vehicle requirement and to replace references to Polk Street with Dr. Carlton B. Goodlett Place to reflect official name change. Supervisor Maxwell presented. RECEIVED AND ASSIGNED to Land Use Committee.
- 041004 [Tenant Ownership Program]**
Ordinance amending the San Francisco Subdivision Code by adding Article 11, consisting of Sections 1399.1 through 1399.14 to permit the conversion of existing residential buildings to residential condominium or other ownership subject to certain requirements. Supervisor Hall presented. ASSIGNED UNDER 30 DAY RULE to Land Use Committee.

041005 [Pedestrian Protections]

Ordinance adding Sections 71, 73, 75, 79 to the San Francisco Traffic Code to require the Director of Parking and Traffic to: (1) install countdown pedestrian signals and ladder striped crosswalks by July 1, 2009, (2) designate specific crosswalk signal crossing times, and (3) upon the recommendation of the Pedestrian Safety Advisory Committee, install one hundred signs a year for three years informing the public regarding prohibited sidewalk activities; amending Sections 27, 38.B, 38.K, 39 and Section 219 of the San Francisco Traffic Code to require the Director of Parking and Traffic to designate: (1) two to ten motorcycle parking spaces per block in commercial areas and one to four motorcycle parking spaces per block in residential areas by July 1, 2006, (2) one yellow zone on every block in the Metropolitan Traffic District, (3) one blue zone and taxicab stand on every block in the Metropolitan Traffic District with a residential building with fourteen or more units, and (4) one taxicab stand for every hotel in the Metropolitan Traffic District; amending Section 703 of the San Francisco Public Works Code to require that all curb heights and adjacent sidewalks be a minimum height of six to eight inches as measured from the gutter by July 1, 2024; and adding Sections 703.3 and 703.4 to the San Francisco Public Works Code to require the Director of Public Works to install (1) corner curb bulb-outs on Geary Boulevard, Van Ness Avenue, 19th Avenue, Mission Street, Geneva Avenue, and at the intersections of Dr. Carlton B. Goodlett Place and McAllister and Grove Streets as permitted by state and local law and (2) ADA compliant curb-cut ramps on every sidewalk corner in the City. Supervisors Ma, Alioto-Pier, Duffy presented. ASSIGNED UNDER 30 DAY RULE to Land Use Committee.

041006 [Establishing cable television customer service requirements]

Ordinance establishing customer service requirements for cable television and open video system operators. Supervisor Peskin presented. ASSIGNED UNDER 30 DAY RULE to Land Use Committee.

Resolutions

040956 [Supporting the Youth Commission changes to the MOU between SFUSD and the SFPD on School Resource Officers]

Resolution supporting the San Francisco Youth Commission regarding the Memorandum of Understanding (MOU) between the San Francisco Unified School District (SFUSD) and the Police Department (SFPD) on School Resource Officers. Supervisor Ammiano presented. REFERRED to City Services Committee.

040991 [Accept – Expend State Grant]

Resolution authorizing the Mayor's Office of Criminal Justice to retroactively accept and expend a grant in the amount of \$386,423 from the State Board of Corrections for the purpose of implementing local juvenile justice accountability measures through the Juvenile Accountability Block Grant. Mayor presented. RECEIVED AND ASSIGNED to City Services Committee.

040992 [Hunters Point Shipyard Cooperative Agreement for Fire Services]

Resolution authorizing the San Francisco Fire Department to accept and enter into a grant agreement with the United States Navy reimbursing the San Francisco Fire Department for the costs of providing fire services to portions of the Hunters Point Shipyard remaining under federal ownership.. RECEIVED AND ASSIGNED to Finance and Audits Committee.

040994 [Small Business Act]

Resolution urging the United States Senate to continue funding the 7(a) loan program of the Small Business Act in order to insure the development of small businesses throughout the United States. Supervisor Hall presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040995 [Commending Terence Hallinan]

Resolution commending Terence Hallinan for his distinguished career in public service. Supervisors Daly, Gonzalez, Duffy, Maxwell, McGoldrick presented. ADOPTED.

040996 [Commending Joe Wilson]

Resolution commending Joe Wilson for 10 years of service at Coleman Advocates for Children and Youth. Supervisors Daly, Duffy presented. ADOPTED.

041011 [Supporting AB 3042]

Resolution supporting AB 3042 which protects the child victims of commercial sexual exploitation. Supervisor Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041012 [Commending Daniel A. Sullivan]

Resolution commending Daniel A. Sullivan for his years of contribution to the City and County of San Francisco. Supervisors Duffy, Ma, Maxwell, Alioto-Pier presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041013 [Commending Stanlee R. Gatti]

Resolution acknowledging and commending Stanlee R. Gatti for his service as the President of the San Francisco Arts Commission from January 1996 to July 2004 during which time he improved San Francisco's urban cultural environment. Supervisor Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041014 [Ben Davis Inc.]

Resolution urging Ben Davis Inc. to act in good faith to reach a mutually satisfactory settlement on its wages and benefits package for its workers at the Ben Davis factory in San Francisco. Supervisors Daly, Maxwell, Gonzalez, McGoldrick presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041015 [Urging Support for Preservation and Restoration of Belli Buildings]

Resolution urging the Department of Building Inspection to diligently monitor the status and condition of the historic Belli Buildings and expressing support for preserving these historical treasures through all means possible. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041016 [Manilatown]

Resolution supporting the establishment of Manilatown as a Filipino historical and cultural center in Chinatown. Supervisors Peskin, Sandoval, Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041017 [Community Action Plan for Seismic Safety (CAPSS) Report]

Resolution urging the Department of Building Inspection to complete and finalize work on their Community Action Plan for Seismic Safety (CAPSS) Report – a study that will include cost-effective mitigation strategies and economic incentives to help avoid future disasters. Supervisors Ma, Alioto-Pier, Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041029 [Authorizing the San Francisco Sheriff to enter into a contract with California Department of Corrections]

Resolution authorizing the San Francisco Sheriff or his designee to enter into contract with the California Department of Corrections (CDC) for the provision of a Substance Abuse Treatment and Control Unit (SATCU) in the City and County of San Francisco when Parole and Community Services Division personnel conclude that there are reasonable grounds for believing that a parolee is addicted to, or habituated to, or is in imminent danger of addiction to controlled substances or alcohol. Supervisor Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040983 [Contracting out Budget Analyst Services]

Resolution concurring with the controller's certification that the budget analyst services can be practically performed by private contractor for lower cost than similar work services performed by city and county employees. (Clerk of the Board) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

Requests for Hearings

040984 [2003-2004 Civil Grand Jury Report, County Community Schools: Poor Stepchildren of the San Francisco Unified School District]

Hearing to consider the recommendations of the 2003-2004 San Francisco Civil Grand Jury report, on the County Community Schools. Supervisor Duffy presented. RECEIVED AND ASSIGNED to City Services Committee.

- 040985** [2003-2004 Civil Grand Jury Report, On-Time Performance and Service Goals Remain in a Fiction: MUNI's Mismanagement and Worker Problems]
Hearing to consider the recommendations of the 2003-2004 San Francisco Civil Grand Jury report, on the Municipal Transportation mismanagement and worker problems. Supervisor Duffy presented. RECEIVED AND ASSIGNED to City Services Committee.
- 040986** [Conceptual plan for Glen Park's the Coastal Conservancy Grant as approved by the Recreation and Park Commission]
Hearing to receive an update from the Recreation and Park Department on the conceptual plan for the Coastal Conservancy Grant for Glen Park Canyon. Supervisor Duffy presented. RECEIVED AND ASSIGNED to City Services Committee.
- 040990** [Proposed Merger of S.F. Grants for the Arts and S.F. Arts Commission]
Hearing on the proposed merger of the San Francisco Grants for the Arts with the San Francisco Arts Commission. Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to Rules Committee.
- 041007** [2003-2004 Civil Grand Jury Report, San Francisco Department of Child Support Services: Putting the Child First]
Hearing to consider the recommendations of the 2003-2004 San Francisco Civil Grand Jury report on Child Support Services. Supervisor Duffy presented. RECEIVED AND ASSIGNED to City Services Committee.
- 041008** [2003-2004 San Francisco Civil Grand Jury Report, San Francisco Sheriff's Department of Grievance: A Solution]
Hearing to consider the recommendations of the 2003-2004 San Francisco Civil Grand Jury report on the Sheriff's Department grievance solution. Supervisor Duffy presented. RECEIVED AND ASSIGNED to City Services Committee.
- 041009** [2003-2004 San Francisco Civil Grand Jury Report, San Francisco Sheriff's Department of Grievance: A Solution]
Hearing to consider the recommendations of the 2003-2004 San Francisco Civil Grand Jury report on the Sheriff's Department grievances. Supervisor Duffy presented. RECEIVED AND ASSIGNED to City Services Committee.

Motions

- 041010** [Needle Exchange Emergency]
Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program. Supervisors Ammiano, Daly, Peskin, McGoldrick, Maxwell, Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

PROPOSED ORDINANCES

- 040717** [Traffic Regulations - Portions of Middle Point Road and Innes Avenue]
Ordinance adding Sections 28.5.55 and 28.5.56 to the San Francisco Traffic Code restricting certain vehicles over 6,000 pounds on portions of Middle Point Road and Innes Avenue. (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Land Use Committee.
- 040895** [Settlement of Lawsuit - Darius Hinton]
Ordinance authorizing settlement of the lawsuit filed by Darius Hinton against the City and County of San Francisco for \$33,000; the lawsuit was filed on October 16, 2001 in San Francisco Superior Court, Case No. 400-292; entitled Darius Hinton, et al., v. City and County of San Francisco, et al. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.
- 040897** [Settlement of Lawsuit - William Salazar and Amy Salazar]
Ordinance authorizing settlement of the lawsuit filed by William Salazar and Amy Salazar against the City and County of San Francisco for \$28,290 to William Salazar and \$6,210 to Amy Salazar; the lawsuit was filed on January 12, 2001 in San Francisco Superior Court, Case No. 318-098; entitled William Salazar and Amy Salazar v. City and County of San Francisco. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

040931 [Settlement of Lawsuit - Applied Remedial Technologies, Inc.]

Ordinance authorizing settlement of the lawsuit filed by Applied Remedial Technologies, Inc. against the City and County of San Francisco for eighty thousand dollars (\$80,000); the lawsuit was filed on in the Superior Court of the City and County of San Francisco , Case No.CGC-03-419941; entitled Applied Remedial Technologies, Inc. v. City and County of San Francisco, et al. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

040892 [STOP Intersections]

Resolution designating certain intersections as "STOP" intersections.

STOP SIGNS - ESTABLISH

Noriega Street at 25th Avenue, making this intersection an all-way STOP;

Olmstead Street, stopping westbound Olmstead Street at University Street;

Mateo Street, stopping Mateo Street at Arlington Street, making this intersection two-way STOP-controlled;

Griffith Street at Ingerson Avenue, stopping Griffith Street at Ingerson Avenue,

stopping the stem of this T-intersection;

Loehr Street, stopping Visitacion Avenue at Loehr Street, making this intersection an all-way STOP;

Loehr Street and Leland Avenue, stopping Loehr Street and Leland Avenue, making this intersection an all-way STOP;

Roosevelt and Museum Ways, stopping Museum Way and Roosevelt Way, making this intersection an all-way STOP; and

Gellert Drive at Clearfield Drive, stopping Gellert Drive at Clearfield Drive, making this intersection two-way STOP-controlled. (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Land Use Committee.

040893 [Parking Regulations]

Resolution enacting and rescinding parking regulations at various locations.

UNMETERED MOTORCYCLE PARKING ESTABLISH

Frederick Street, north side, from Delmar Street to 9 feet westerly.

PERPENDICULAR (90-DEGREE ANGLE) PARKING - ESTABLISH

Rhode Island Street, west side, between 15th and Alameda Streets (100 block), legalizing existing conditions; and Cunningham Place, south side (60-foot zone), legalizing existing conditions.

NO PARKING ANYTIME - ESTABLISH

Cunningham Place, at the terminus between the north and south curbs (40-foot zone).

TOW-AWAY, NO STOPPING ANYTIME - RESCIND

TOW-AWAY, NO PARKING ANYTIME - ESTABLISH

3rd Street, east side, from Kirkwood Avenue to 70 feet southerly.

TOW-AWAY, NO STOPPING, MONDAY THORUGH FRIDAY, 4 PM TO 6 PM - RESCIND

Howard Street, north side, from 100 feet east of 3rd Street to Fremont Street.

TOW-AWAY LANE MUST TURN RIGHT - RESCIND

Howard Street, at 5th Street.

RESIDENTIAL PERMIT PARKING AREA "A" (2-HOUR TIME LIMIT, 8 AM - 9 PM, MONDAY THROUGH SATURDAY) - RESCIND

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH

Taylor Street, both sides, from Francisco Street to 124 feet northerly.

TOW-AWAY, NO PARKING 9 AM TO 9 PM, EVERYDAY - ESTABLISH

Masonic Avenue, west side, from 120 feet to 380 feet north of Geary Boulevard (frontage of Trader Joe's).

NO PARKING ANYTIME - ESTABLISH

Sears Street, west of Sickles Avenue, from north curb to south curb along the terminus of the street.

TOW-AWAY, NO STOPPING, 7 AM TO 7 PM - RESCIND

Folsom Street, south side, from 90 feet to 105 feet west of 4th Street.

RESIDENTIAL PERMIT PARKING AREA "D" (4-HOUR TIME LIMIT, 9 AM - 5 PM, MONDAY THROUGH FRIDAY) - ESTABLISH

Roanoke Street, both sides, between Arlington Street and southern terminus.

PARKING METER AREA NO. 3 (2-HOUR PARKING TIME LIMIT, 9 AM - 6 PM, MONDAY THROUGH SATURDAY) - EXTEND

Harrison Street, north side, between 11th Street and Norfolk Street. (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Land Use Committee.

040894 [Traffic Regulations]

Resolution enacting and rescinding traffic regulations on various streets.

MUNI VEHICLES ONLY - ESTABLISH

Taylor Street, both sides, from Francisco Street to 124 feet northerly (sidewalks to be widened by five feet).

ONE-WAY NORTHBOUND TRAFFIC DESIGNATION - RESCIND

Arago Street, between Havelock and Paulding Streets.

ONE-WAY STREET - ESTABLISH

Hattie Street, southbound, between Market and 18th Streets; and

Hattie Street, northbound, between Market and Corbett Streets.

RIGHT LANE MUST TURN RIGHT EXCEPT BICYCLES - ESTABLISH

Howard Street, from 3rd Street to 250 feet westerly.

BICYCLE LANES - ESTABLISH

Howard Street, north side, from 5th Street to Fremont Street.

TOW-AWAY, RIGHT LANE MUST TURN RIGHT - RESCIND

Masonic Avenue, southbound, at Geary Boulevard. (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Land Use Committee.

040896 [Contracting Out Facility Security Services]

Resolution concurring with the Controller's certification that facility security services for Municipal Transportation Agency can be practically performed by a private contractor at a lower cost than by City and County employees.

(Municipal Transportation Agency) Finance and Audits Committee

040933 [Disapproving Street Encroachment at 601-605 Market Street]

Resolution affirming the recommendation of the Director of Public Works to disapprove permission to CA SF NO. 1, LP, to occupy a portion of the public right-of-way to replace an existing sub-sidewalk elevator enclosure with a new decorative enclosure and construct and maintain a new stairway at sidewalk level to provide a means of secondary egress from the existing sub-sidewalk basement at the 2nd Street frontage of 601-605 Market Street (Block 3707, Lot 001). (Public Works Department) . RECEIVED AND ASSIGNED to Land Use Committee.

040934 [Approving Street Encroachment at 601-605 Market Street]

Resolution reversing the recommendation of the Director of Public Works and approving permission to CA SF NO. 1, LP, to occupy a portion of the public right-of-way to replace an existing sub-sidewalk elevator enclosure with a new decorative enclosure and construct and maintain a new stairway at sidewalk level to provide a means of secondary egress from the existing sub-sidewalk basement at the 2nd Street frontage of 601-605 Market Street (Block 3707, Lot 001) and making findings of consistency with the General Plan priority policies and Planning Code Section 101.1. (Public Works Department) . RECEIVED AND ASSIGNED to Land Use Committee.

040938 [Settlement of Administrative Civil Liability Complaint]

Resolution approving the settlement of the unlitigated administrative civil liability complaint filed by the San Francisco Bay Regional Water Quality Control Board against San Francisco imposing a penalty of \$118,000; approving use of said amount for an environmental mitigation project, subject to approval of the Regional Board Water Quality Control Board, in an amount not to exceed \$110,000, plus payment of an \$8,000 penalty. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

040966 [Contracting out Airport Employee Parking Services]

Resolution approving the Controller's certification that Airport Employee Parking Facilities for San Francisco International Airport can practically be performed by private contractor at a lower cost than if work were performed by city employees at budgeted levels. (Airport Commission) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

040967 [Contracting out Airport Public Parking Services]

Resolution approving the Controller's certification that Airport Public Automobile Parking Facilities for San Francisco International Airport can practically be performed by private contractor at a lower cost than if work were performed by city employees at budgeted levels. (Airport Commission) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

Board Minutes for May 25, 2004, June 8, 2004 and June 15, 2004 approved.

Requests Granted

From: Supervisor McGoldrick

To: City Attorney

Requesting/Inquiring: To schedule a closed session with the Board of Supervisors to review the possibility of changing the franchise agreement with RCN Telecom services, Inc. to provide for an Open Video System (OVS) franchise and the possible legal issues that such a change may raise.

From: Supervisors Ma, Alioto-Pier, and Dufty

To: Director, Office of Emergency Services

Requesting/Inquiring: To report and confirm the status of the City's Hazard Mitigation Plan.

In Memoriams

Elvira "Vera" Gutierrez (Supervisor Dufty)

Alma Victoria Taylor (Supervisor Maxwell)

Eric Dean Thomas (Supervisor Maxwell)

Rose Chu Fong (Supervisors Peskin, Dufty)

Ellen Ramsey Sanger (Supervisors Peskin, Alioto-Pier)

Dr. Mario Borja (Supervisors Daly, Sandoval)

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**≡ Legislation Introduced
Including All Off-Calendar Items
July 20, 2004**

OFF-AGENDA LEGISLATION

DOCUMENTS DEPT.

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Introduced by Supervisors or Mayor

Ordinances

040559 [Waiver of payment for additional police services]

Ordinance waiving payment of additional police services incurred by Black Diamond Dynasty for the production of the 2002 Juneteenth Festival pursuant to Article 10B.2 of the Administrative Code. Supervisors Maxwell, Dufty presented. RECEIVED AND ASSIGNED to City Services Committee.

040561 [Increasing the penalty for littering and nuisance violations, and providing for rewards for persons providing information leading to collection of penalties]

Ordinance amending the San Francisco Police Code by amending Section 37, amending the San Francisco Health Code by amending Sections 283.1, 287, and 600, and amending the San Francisco Public Works Code by amending Section 174.2, all to increase the maximum administrative penalty for littering, illegal dumping of garbage, and maintaining a nuisance from \$300 to \$1,000, and amending the San Francisco Administrative Code by adding Section 10.100-234, to establish a Public Works Littering and Nuisance Violation Reward Fund, to be used to reward persons who have provided information leading to the collection of those penalties. Supervisor Sandoval presented. ASSIGNED UNDER 30 DAY RULE to City Services Committee.

040722 [Amend height exemption for elevator penthouses from 10 feet to 16 feet]

Ordinance amending Section 260 of the Planning Code to provide for an increase in the height exemption for elevator penthouses from 10 feet to 16 feet, and making findings of consistency with the priority policies of Planning Code Section 101.1 and the General Plan. Supervisor Hall presented. ASSIGNED UNDER 30 DAY RULE to Land Use Committee.

Resolutions

041015 [Urging Support for Preservation and Restoration of Belli Buildings]

Resolution urging the Department of Building Inspection to diligently monitor the status and condition of the historic Belli Buildings and expressing support for preserving these historical treasures through all means possible. Supervisor Peskin presented. REFERRED to Land Use Committee.

040560 [Adopting the 2004 Telecommunications Plan Update]

Resolution adopting the 2004 Update to the Telecommunications Plan, as submitted. Supervisor Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040563 [San Jose Avenue/Guerrero Street Pedestrian Safety Improvements]

Resolution establishing bicycle lanes on San Jose Avenue and Guerrero Street between Randall Street and Cesar Chavez Street; rescinding the part-time tow-away zone on Guerrero Street, southbound, between 26th Street and Cesar Chavez, and at Cesar Chavez Street, westbound between Guerrero and Dolores Streets; establishing no right-turn on red at Cesar Chavez Street, eastbound between Guerrero and Valencia Streets; rescinding multiple right turn lanes on Guerrero Street at Cesar Chavez Street; and urging the establishment of four-foot wide, crosshatched, painted medians on both sides of the existing center medians on San Jose Avenue and Guerrero Street between 30th Street and Cesar Chavez Street. Supervisors Duffy, Ammiano presented. RECEIVED AND ASSIGNED to Land Use Committee.

040904 [Appointment - San Francisco Bay Conservation and Development Commission]

Resolution appointing David Owen, indefinite term, as an alternate member of the San Francisco Bay Conservation and Development Commission. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Rules Committee.

040977 [Commending San Francisco Gem and Mineral Society]

Resolution recognizing the San Francisco Gem and Mineral Society for its efforts and achievements and declaring August 2 – 8, 2004 to be “Gem and Mineral Week” in the City and County of San Francisco. Supervisor Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

040993 [Helen Wills Park Gift Acceptance]

Resolution accepting and expending a gift in the amount of \$17,000.00 from the Syzygy Foundation for Helen Wills Park. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041031 [Stenciled Graffiti Defacing San Francisco Sidewalks]

Resolution urging the Department of Public Works and the City Attorney to jointly cite and collect damages from NBC Universal, parent company of USA Network, or its representatives for stenciling graffiti on San Francisco sidewalks; and urging the Department of Public Works to track all costs associated with the cleanup of the sidewalk graffiti. Supervisors Duffy, Alioto-Pier, Ma, Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041032 [Issuance and sale of multifamily housing revenue bonds by CSCDA for National Farm Workers Service Center, Inc.]

Resolution authorizing the issuance and sale of multifamily housing revenue bonds by the California Statewide Communities Development Authority in an aggregate principal amount not to exceed \$26,000,000 for the Project (as defined herein). Supervisor Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041044 [Commending The ARC of San Francisco and its "100 jobs in 100 days campaign]

Resolution commending The ARC of San Francisco and its “100 Jobs in 100 Days Campaign” for their efforts on behalf of citizens with developmental and other disabilities. Supervisor Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041045 [Commending H. Welton Flynn]

Resolution acknowledging and commending H. Welton Flynn for his service as the Chairman of the Board of Directors for the San Francisco Municipal Transportation Agency. Supervisor Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041046 [Proclaiming October 20, 2004 as A-day in San Francisco]

Resolution proclaiming October 20, 2004 as A-day in San Francisco. Supervisor Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041047 [Commending Bayanihan Cultural Organization]

Resolution commending Bayanihan Cultural Organization for reaching a milestone of ten years of service educating youth in traditional Filipino culture. Supervisor Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Charter Amendment

040899 [Charter Amendment - Appointments to the Municipal Transportation Agency's Board of Directors]
Charter amendment (First Draft) to amend Section 8A.102, to divide appointments to the Municipal Transportation Agency's Board of Directors between the Mayor and the Board of Supervisors. Supervisors Ammiano, Maxwell presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

Motions

- 040667** [Declaration of Policy Concerning San Francisco Transactions and Use Tax Expenditures]
Motion submitting a declaration of policy to the qualified electors of the City and County of San Francisco at the November 2, 2004 election concerning the voters' non-binding recommendation that the proposed one-quarter of one percent (0.25%) San Francisco Transactions and Use Tax be expended to support and expand programs for low-income, vulnerable communities, including seniors, the disabled, children and homeless individuals and families. Supervisor Ammiano presented. RECEIVED AND ASSIGNED to Rules Committee.
- 041034** [Authorizing preparation of Proponent ballot arguments and rebuttal ballot arguments for submittal to the voters at the November 2, 2004 Election]
Motion authorizing preparation of written Proponent ballot arguments and rebuttal ballot arguments for Charter Amendments and other Measures approved by the Board of Supervisors for submittal to the voters at the November 2, 2004 Election. Supervisor Gonzalez presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

- 040562** [Transition of the Dept. of Aging and Adult Services to the new Human Services Agency - Impact on Services to Seniors and Adult with Disabilities]
Hearing on the impact of the transition that the Department of Aging and Adult Services to the new Human Services Agency will have on services and support for seniors and adults with disabilities. Supervisor Duffy presented. RECEIVED AND ASSIGNED to City Services Committee.
- 040564** [Wireless Telecommunications Services (WTS) Facilities]
Hearing to consider issues surrounding the siting of Wireless Telecommunications Services (WTS) facilities in the City and County of San Francisco. Supervisor Ma presented. RECEIVED AND ASSIGNED to Land Use Committee.
- 040565** [SFUSD Mental Health Services for Students]
Hearing to discuss which San Francisco Unified School District sites provide on-site mental health services for students and to evaluate the needs and services currently provided. Supervisor Ma presented. RECEIVED AND ASSIGNED to City and School District Select Committee.
- 040698** [2003-2004 San Francisco Civil Grand Jury Report, Incarceration and Beyond: Where do we go from here?]
Hearing to consider the recommendations of the 2003-2004 San Francisco Civil Grand Jury report on the incarceration and release of inmates. Supervisor Maxwell presented. RECEIVED AND ASSIGNED to Rules Committee.
- 040855** [Municipal Transportation Biennial Review]
Hearing to consider the recently completed biennial review of the MTA's progress towards its adopted goals, objectives, and performance standards as required under Charter Section 8A.103. Last October, the MTA Board approved a contract entered into between the MTA and Nelson/Nygaard Consulting to perform this "Municipal Transportation Quality Review." The review has been completed and a final report has been presented to the MTA Board. This is the first Municipal Transportation Quality Review conducted since Proposition E was enacted and covers FY2001 and FY2002. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Land Use Committee.
- 040861** [Single-screen, Neighborhood Movie Theaters]
Hearing to consider the survival of single-screen, neighborhood movie theaters, with a special focus on theaters in District 1, and what measures can be taken to ensure their continued survival. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Land Use Committee.

040898 [Stolen Vehicles]

Hearing to consider how City Departments, especially the San Francisco Police Department and the Department of Parking & Traffic, can better work together in addressing the problems related to over 6,000 vehicles stolen in our City annually. Supervisor Duffy presented. RECEIVED AND ASSIGNED to City Services Committee.

040901 [Reforming the Taxi Industry]

Hearing to consider a proposed ordinance that would reform the taxi industry by repealing Prop K, municipalizing the process of issuing medallions by making the City owner of said medallions while issuing transferability rights of these same permits to taxi drivers, giving qualified drivers the option to buy such permits as currently practiced in other cities, giving rights to permit holders to sell such a permit at a City auction to other qualified drivers, giving older and disabled taxi drivers an exit strategy to leave the industry with health and retirement benefits and dedicating a percentage of funds raised by the transfer of such permits to health services and down payment assistance for purchase of such permits by taxi drivers. Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to City Services Committee.

Report

041033 [Youth Commission Annual Report]

Report from the San Francisco Youth Commission. (Clerk of the Board) . ASSIGNED to Board of Supervisors.

PROPOSED ORDINANCES

040974 [Zoning Map Amendment in connection with Habitat For Humanities Project]

Ordinance amending Zoning Map Sheet 12 of the City and County of San Francisco for property located at 101 Head Street, 105 Head Street, 110 Head Street, 310 DeLong Avenue, 479 DeLong Avenue, 495 DeLong Avenue, 491 DeLong Avenue, 487 DeLong Avenue, 409 DeLong Avenue, 36 Santa Cruz Avenue, 48 Santa Cruz Avenue, 50 Santa Cruz Avenue (Assessor's Block 7153 Lots 008, 008A, 009, 010, 011, 012, 013, 014; Block 7154, Lot 023; Block 7174 Lots 004, 007, 008, 009, 025, 026, 027, 028, 029, 030, 031, 047, 048, 052) to change the zone classification from P, Public Use, to RH-1, Residential House, One Family; adopting findings pursuant to the California Environmental Quality Act; and making findings of consistency with the General Plan and the priority policies of Planning Code Section 101.1. (Planning Department) . RECEIVED AND ASSIGNED to Land Use Committee.

040975 [Settlement of Lawsuit - Jean B. Applebaum]

Ordinance authorizing settlement of the lawsuit filed by Jean B. Applebaum against the City and County of San Francisco for \$240,000; the lawsuit was filed on July 31, 2002 in San Francisco Superior Court, Case No. 410-962; entitled Jean B. Applebaum, et al., v. City and County of San Francisco, et al. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

040976 [Designating 1201 Ortega Street, the Infant Shelter, as a Landmark]

Ordinance designating 1201 Ortega Street, the Infant Shelter, as Landmark No. 242 pursuant to Article 10, Sections 1004 and 1004.4 of the Planning Code. (Planning Department) . RECEIVED AND ASSIGNED to Land Use Committee.

040980 [Deadlines for correction and review of ballot arguments]

Ordinance amending sections 535 and 590 of the Municipal Elections Code to: change the deadline for correction of errors in rebuttal ballot arguments from noon on the seventy-sixth day before the election to noon on the seventy-fifth day before the election, to be consistent with the deadline for correction of errors in paid ballot arguments; and change the public inspection periods for ballot arguments so that the periods for public review of proponent, opponent, rebuttal and paid arguments, and related materials, all end on the same date, sixty-four days before the election. (Elections Department) . RECOMMENDED.

PROPOSED RESOLUTIONS

040972 [Official Advertising - Type I consecutive day official advertising]

Resolution designating the San Francisco Chronicle to be the official newspaper of the City and County of San Francisco for the category of Type I consecutive day official advertising, for the period commencing July 1, 2004 and ending June 30, 2005. (Purchaser) . RECOMMENDED.

- 040973 [Official Advertising - Type 2 non-consecutive day official advertising]**
Resolution designating the San Francisco Independent to be the official newspaper of the City and County of San Francisco for the category of Type 2 non-consecutive day official advertising, for the period commencing July 1, 2004 and ending June 30, 2005. (Purchaser) . RECOMMENDED.
- 041021 [Unpaid DPH complaint reinspection fee liens to become special assessments to the property taxes]**
Resolution confirming the report of delinquent reinspection fee costs submitted by the Director of Public Health, as modified to the date of adoption of the resolution, and creating liens and special assessments based thereon. (Public Health Department) . SCHEDULED FOR PUBLIC HEARING.
- 041023 [Unpaid DPH Delinquent Refuse Service Payment Liens to become special assessments to the property taxes]**
Resolution Confirming report of delinquent charges for refuse collection services and nuisance removal costs submitted by the Director of Public Health as modified to the date of adoption of this resolution, and creating Special Assessments and liens based thereon. (Public Health Department) . SCHEDULED FOR PUBLIC HEARING.
- 041026 [Extension of Agreement with PRWT Services, Inc]**
Resolution authorizing a two-year extension of the agreement between PRWT Services, Inc. and the City and County of San Francisco. (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

Clerk to Act – July 20, 2004

In Memoriams

Mario A. Borja (Supervisor Sandoval)

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**≡ Legislation Introduced
Including All Off-Calendar Items
July 27, 2004**

OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

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Ordinances

- 041060 [MOU - San Francisco Fire Fighters Union, Local 798, IAFF, AFL-CIO (Unit 1)]**
Ordinance adopting and implementing Amendment #1, the negotiated agreement that amends the 2003-2005 Memorandum of Understanding between the City and County of San Francisco and the San Francisco Fire Fighters Union, Local 798, IAFF, AFL-CIO (Unit 1) by extending the term of the parties' agreement through June 30, 2007 and by implementing specified terms and conditions of employment for fiscal years 2004-2005, 2005-2006 and 2006-2007 in accordance with the MOU's reopener provision. Mayor presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.
- 041061 [MOU - San Francisco Fire Fighters Union, Local 798, IAFF, AFL-CIO (Unit 2)]**
Ordinance adopting and implementing Amendment #1, the negotiated agreement that amends the 2003-2005 Memorandum of Understanding between the City and County of San Francisco and the San Francisco Fire Fighters Union, Local 798, IAFF, AFL-CIO (Unit 2) by extending the term of the parties' agreement through June 30, 2007 and by implementing specified terms and conditions of employment for fiscal years 2004-2005, 2005-2006 and 2006-2007 in accordance with the MOU's reopener provision. Mayor presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.
- 041065 [Appropriate funding from the General Fund Reserve to increase staffing for the Disability, Evaluation and Assessment program]**
Ordinance appropriating \$336,863 to increase staffing of 4.54 FTEs to the Disability, Evaluation and Assessment program for the Department of Public Health and Amending the Annual Salary Ordinance for Fiscal Year 2004-05. Supervisors Peskin, Duffy presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.
- 041067 [Amending Planning Code Section 703.3 to designate formula retail uses as a conditional use in the Haight Street Neighborhood Commercial District]**
Ordinance to amend the Planning Code by amending section 703.3 to designate formula retail uses as a conditional use in the Haight Street Neighborhood Commercial District and making findings of consistency with the priority policies of Planning Code Section 101.1 and the General Plan. Supervisor Gonzalez presented. ASSIGNED UNDER 30 DAY RULE to Land Use Committee.
- 041070 [Zoning - Conditional Use for Change in Use or Demolition of a Movie Theater]**
Ordinance amending the Planning Code to add Section 221.1 and to amend sections 703.2, 803.2, and 803.3 to require conditional use authorization for any project involving the change in use or demolition of a movie theater; amending Planning Code section 303 to require specific findings as part of a conditional use authorization for a change in use or demolition of a movie theater; making findings of consistency with the General Plan and priority policies of the Planning Code Section 101.1; making environmental findings; and making the Ordinance retroactive to any site permit application submitted after July 27, 2004. Supervisor Peskin presented. ASSIGNED UNDER 30 DAY RULE to Land Use Committee.

- 041071 [Amending Planning Code Section 703.3 to prohibit formula retail uses in the North Beach Neighborhood Commercial District]**
Ordinance to amend the Planning Code by amending section 703.3 to prohibit formula retail uses in the North Beach Neighborhood Commercial District and making findings of consistency with the priority policies of Planning Code Section 101.1 and the General Plan. Supervisor Peskin presented. ASSIGNED UNDER 30 DAY RULE to Land Use Committee.
- 041072 [Amending the Administrative Code to Require Preparation and Consideration of Healthcare Impact Report in Event of Certain Hospital Construction Resulting in Replacement or Addition of Over Two Hundred Licensed Hospital Beds]**
Ordinance adding Section 97 to the Administrative Code to require Health Department to draft and distribute Healthcare Impact Report for consideration in evaluating permit application or amendment to Redevelopment Plan regarding private hospital construction resulting in replacement or addition of over two hundred licensed hospital beds. Supervisors Ma, Daly, Maxwell, Gonzalez, Ammiano, Peskin presented. RECEIVED AND ASSIGNED to Land Use Committee.
- 041073 [Prohibiting Parking of Trailers, Semi-trailers, Motorhomes, and Boats]**
Ordinance amending the San Francisco Traffic Code by amending Sections 3 and 132 and adding Sections 3.18 and 45 to define the term motorhome, prohibit the parking of any trailer, semi-trailer, motorhome, or boat on any highway, street, or alley between the hours of 10:00 p.m. to 6:00 a.m., and set a penalty of \$100 for the first violation. Supervisor Ma presented. ASSIGNED UNDER 30 DAY RULE to Finance and Audits Committee.

Resolutions

- 041062 [Support of AB 2404]**
Resolution supporting AB 2404 and urging the California legislature to pass AB 2404 prohibiting local governments from discriminating against any person on the basis of gender within community youth athletics programs. Mayor presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 041063 [Commending Deputy City Attorney Michael S. Cohen]**
Resolution commending Michael S. Cohen for nine years of exemplary public service to San Francisco as a Deputy City Attorney and Head of the Finance, Real Estate and Special Projects Division of the City Attorney's Office, and wishing him well in his future endeavors as the new Director of Base Reuse and Development in the Mayor's Office of Economic and Workforce Development. Supervisors Peskin, Dufty, Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 041064 [Wi-Fi Technology]**
Resolution urging the San Francisco Department of Telecommunications provide access to Wi-Fi in all San Francisco city-owned buildings. Supervisor Hall presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 041069 [Commendation for Marie Jobling]**
Resolution commending Marie Jobling for her 12 years of services and leadership in Planning for Elders in Central City (CECC) and advocacy for seniors, the disabled, and other marginalized groups. Supervisors Daly, Ma, Dufty presented. ADOPTED.
- 041076 [Approval of Port Lease Amendment and Restatement for Pier 23 Cafe, Inc.]**
Resolution approving Lease Amendment and Restatement of Port Lease No. 12275 between the San Francisco Port Commission and Pier 23 Cafe, Inc., a California corporation, for the lease of real property commonly known as the Pier 23 Cafe. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Land Use Committee.
- 041077 [Union Pacific Railroad track lease for Third St. and Cargo Way for the Third Street LRT Project]**
Resolution authorizing the Director of Transportation to execute a track lease with the Union Pacific (UP) and Burlington Northern Santa Fe (BNSF) Railroads that leases approximately three hundred ten (310) feet of UP's spur track at the intersection of Third Street and Cargo Way for a term of 25 years, rent of \$10 per year, and a one-time administrative fee of \$500 for a total cost of \$750, and requires the City to repair and maintain the track and const and maintain a railroad crossing signal system. Mayor presented. RECEIVED AND ASSIGNED to Land Use Committee.

- 041079 [Eminent Domain - Resolution of Necessity]**
Resolution authorizing acquisition of Lots 45A, 46, 53, and 54 in Assessor's Block 3721 in San Francisco by Eminent Domain for the Transbay Terminal/Caltrain Downtown Extension/Redevelopment Project; adopting environmental findings under the California Environmental Quality Act, State Guidelines, and Administrative Code Chapter 31; and adopting findings under the General Plan and City Planning Code Section 101.1. Supervisors Daly, Hall, Ammiano, Duffy presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.
- 041083 [Halloween in the Castro]**
Resolution sanctioning Halloween in the Castro and encouraging coordinated planning of the event. Supervisors Duffy, Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 041084 [Vocational services to mentally-ill psychiatric clients in San Francisco]**
Resolution authorizing retroactively the San Francisco Department of Public Health to enter into a cooperative program agreement with the State Department of Rehabilitation, San Francisco District, including a required match of \$284,222, to provide vocational services to mentally-ill psychiatric clients in San Francisco; for the period of July 1, 2004 to June 30, 2007. Supervisor Alioto-Pier presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 041085 [Commending Department of California Highway Patrol]**
Resolution commending the Department of California Highway Patrol on the occasion of their 75th Anniversary. Supervisor Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 041086 [Commending Sing Tao Daily]**
Resolution commending Sing Tao Daily for 66 years of outstanding service to the Chinese community in the Bay Area and declaring August 1, 2004 to be "Sing Tao Daily Day" in the City and County of San Francisco. Supervisors Ma, Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 041088 [Recurring FY 2004-2005 State grant funds to the Department of Public Health from the California Department of Health Services]**
Resolution authorizing the acceptance and expenditure of State recurring grant funds by the San Francisco Department of Public Health for FY 2004-2005. Supervisor Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 041089 [Declaring City Policy Regarding Subtidal Areas]**
Resolution adopting the Bay Conservation and Development Commission policy regarding Subtidal Areas as official policy of the City and County of San Francisco. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

- 041074 [Annual Assessment of City Departmental compliance with the Resource Conservation Ordinance]**
Hearing for the Department of the Environment to present its annual assessment on compliance by the City departments with the Resource Conservation Ordinance. Supervisor Duffy presented. RECEIVED AND ASSIGNED to City Services Committee.
- 041075 [Clean Water Master Plan]**
Hearing on the Public Utility Commission's proposed process to develop a Clean Water Master Plan. The hearing will focus on the goals and objectives of the Clean Water Master Plan as well as the timeline and process, including avenues for public participation. Supervisor Maxwell presented. RECEIVED AND ASSIGNED to Land Use Committee.

041080 [Transbay Terminal/Caltrain Downtown Extension/Redevelopment Project]

Hearing to consider (1) adopting environmental findings under the California Environmental Quality Act, State Guidelines, and Administrative Code Chapter 31; (2) adopting findings under the General Plan and City Planning Code Section 101.1; and (3) adopting a resolution of necessity for the City's proposed acquisition by eminent domain for the Transbay Terminal/Caltrain Downtown Extension/Redevelopment Project of Lots 45A, 46, 53, and 54 in Assessor's Block 3721 (80 Natoma), in San Francisco.. ASSIGNED to Board of Supervisors.

Motions

041068 [Needle Exchange Emergency]

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program. Supervisors Amunio, Daly, Peskin, McGoldrick, Maxwell, Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041081 [Public Hearing - Eminent Domain]

Motion directing the Board of Supervisors to a public hearing on August 17, 2004, at 3:00 p.m., with the Board sitting as a Committee of the whole, to consider (1) adopting environmental findings under the California Environmental Quality Act, State Guidelines, and Administrative Code Chapter 31; (2) adopting findings under the General Plan and City Planning Code Section 101.1; and (3) adopting a resolution of necessity for the City's proposed acquisition by eminent domain for the Transbay Terminal/Caltrain Downtown Extension/Redevelopment Project of Lots 45A, 46, 53, and 54 in Assessor's Block 3721 (80 Natoma), in San Francisco. Supervisor Daly presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041066 [Authorizing preparation of Opponent ballot arguments and rebuttal ballot arguments for submittal to the voters at the November 2, 2004 Election]

Motion authorizing preparation of written Opponent ballot argument and rebuttal ballot argument for ordinance submitted by petition for submittal to the voters at the November 2, 2004 Election. Supervisor Alioto-Pier presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

PROPOSED RESOLUTIONS

040171 [Supplemental grant award for comprehensive drug court implementation services]

Resolution authorizing the San Francisco Department of Public Health (SFPDH) to accept retroactively and expend a grant in the amount of \$53,742 from the California Department of Alcohol and Drug Programs (CADP) to supplement comprehensive drug court implementation funding and to enter into an agreement for the use of these funds; for the period of December 29, 2003, to December 28, 2004. (Public Health Department) . RECEIVED AND ASSIGNED to City Services Committee.

040435 [Grant of Federal Funds]

Resolution authorizing the Municipal Transportation Agency Board of Directors to accept and expend \$3,929,039 of Federal Earmarked Capital Assistance for design and construction of Muni's Islais Creek facility. (Municipal Transportation Agency) . RECEIVED AND ASSIGNED to Land Use Committee.

040436 [Grant of Federal Funds]

Resolution authorizing the Municipal Transportation Agency Board to accept and expend \$8,857,610 of Federal New Starts Capital Assistance for the Third Street-Phase II, New Central Subway project excluding administrative overhead costs. (Municipal Transportation Agency) . RECEIVED AND ASSIGNED to Land Use Committee.

040483 [Grant of Regional Funds]

Resolution authorizing the Municipal Transportation Agency to accept and expend \$3,753,574 of Assembly Bill 664 funds for Municipal Railway Transit projects, excluding administrative overhead costs. (Municipal Transportation Agency) . RECEIVED AND ASSIGNED to Land Use Committee.

041025 [Special Assessment Liens for Assessment Costs]

Resolution confirming report of Delinquent Charges for Code Enforcement cases with Delinquent Assessment of Costs, and Fees pursuant to the provisions of Section 102.3, 102.12, 102.17, 102.18, 102.19 et Seq., and Sections 108 and 110 Tables 1-K, and 1-G of the San Francisco Building Code, submitted by the Director of the Department of Building Inspection for Services rendered by said Department of Costs thereof having accrued pursuant to Code Violations referenced above. (Building Inspection Department) . SCHEDULED FOR PUBLIC HEARING.

Clerk to Act – July 27, 2004

From: Supervisor Sandoval
To: Department of Public Health
To: Recreation and Park Department
To: Department of the Environment
To: Department of Public Works

Requesting/Inquiring: To report on specific plans San Francisco has to fight the ongoing outbreak of the West Nile Virus in the State of California. Also, requesting an update on the collaborative prevention efforts between Department of Public Health, the San Francisco Public Utilities Commission, the Recreation and Parks Department, the Department of the Environment, the Department of Public Works and other relevant departments.

Due: August 10, 2004

Also please send copy to: Edwin Kaukali, C/o Cayuga Improvement Association, 314 Foote Avenue, San Francisco, CA 94112

From: Supervisor McGoldrick
To: All department or agency heads

Requesting/Inquiring: To submit a report listing which contracts your agency currently holds or contemplates entering into in the near future that would be affected by this legislation. Please also attempt to estimate the value of your department's obligations under these contracts and the name and address of the contractor. To the extent not already covered by this request, please also list any contracts your department has with city contractors that involve any work that is performed outside of the United States, the name of the contractors, and the total value of any such contracts. Please provide this report by August 16, 2004.

Please note that the bid preference legislation does not apply to a contract when (1) competitive solicitation is not required by law; (2) a solicitation is for a grant agreement with a non-profit entity or public agency; and (3) a contract is for a real estate transaction.

If you have any questions regarding this request, please direct them to Jerry Threet at 554-7412 or Jerry.Threet@sfgov.org.

Note: Please refer to the attached two pieces of proposed legislation and reply to the Clerk of the Board of Supervisors, with a copy to the Office of Legislative Analyst.

From: Supervisor Maxwell
To: Public Utilities Commission
To: Department of the Environment

Requesting/Inquiring: To report on plans to fund and implement renewable energy and energy conservation projects, including through the issuance of debt.

Please include the following in the report:

1. A listing of renewable energy and energy conservation projects already completed or underway;
2. An explanation of why debt has not been issued for this purpose since the passage of Proposition B and H in November 2001;
3. Detail of departmental plans to finance renewable energy and energy conservation projects, including through what mechanism the departments plan to issue debt;
4. Specific timelines and benchmarks for project financing, including the issuance of debt;
5. The identification of renewable energy and energy conservation projects proposed to be developed by the departments, including those financed through the issuance of debt. Please include specific timelines and benchmarks.

In Memoriams

Patricia Howett (Supervisor Peskin)

Judy Hurley (Supervisor Alioto-Pier and Supervisor Hall)

Constance (Concetta) DiFede Rivaldo (Supervisor Duffy and Supervisor Ammiano)

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BOARD of SUPERVISORS



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San Francisco, CA 94102-4689
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**Legislation Introduced
Including All Off-Calendar Items
August 10, 2004**

OFF-AGENDA LEGISLATION

DOCUMENTS DEPT.

AUG 13 2004

**SAN FRANCISCO
PUBLIC LIBRARY**

Introduced by Supervisors or Mayor

Ordinances

041117 [Establishing a Disadvantaged Business Enterprise Program]

Emergency ordinance amending the San Francisco Administrative Code by adding Chapter 14A to establish a Disadvantaged Business Enterprise Program and suspend Chapter 12D.A; adopting declaration of emergency; making applicable certain emergency contracting procedures; and providing for data collection to ensure nondiscrimination in City contracting. Mayor, Supervisors Ammiano, Dufty, Ma presented. FINALLY PASSED.

041137 [Zoning - Interim Moratorium on Demolition of Single-screen Movie Theaters]

Urgency Ordinance approving an interim zoning moratorium on demolition of single-screen movie theaters for 45 days and making required findings, including findings of consistency with the priority policies of Planning Code Section 101.1 and environmental findings. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Land Use Committee.

041138 [Board of Supervisors to respond on behalf of City departments to orders for the production of City records made under designated state and federal laws]

Ordinance amending the San Francisco Administrative Code, by adding Section 2.20, to authorize the Board of Supervisors to identify as "watch laws" those state or federal laws calling for the disclosure of information or records held by the City, where disclosure could violate of the rights of individuals under the State or Federal Constitutions, and to authorize the Board to respond on behalf of City departments to orders for the production of City information or records made under such watch laws. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Rules Committee.

041148 [Dance and Place of Entertainment Permits-security requirements, increased penalty for violation]

Ordinance amending San Francisco Police Code Sec. 1022 to define "security plan"; amending Police Code Sec. 1023 to require applicants for dance permits to have a security plan, and to require owners or managers of places that are rented to persons planning to use the facility for a dance to inform such persons that a permit is required for such activity; amending Police Code Sec. 1027 to make the violation of Secs. 1023 through 1026 an infraction or a misdemeanor, to increase the maximum penalty for violation thereof to \$1000, and subject to revocation of the permit; amending Police Code Sec. 1060 to define "security plan;" amending Police Code Sec. 1060.5 to revise determination of application criteria to require a security plan; amending Police Code Sec. 1060.25 to increase the maximum penalty for violation of Article 15.1 to an infraction or a misdemeanor, to increase the maximum penalty for violation thereof to \$1000, and subject to revocation of the permit; adding Police Code Sec. 1060.29 to require one night event permits for one night events; and amending Police Code Sec. 2.26 to include one night events under the schedule of permits and filing fees. Supervisors Maxwell, Dufty presented. ASSIGNED UNDER 30 DAY RULE to City Services Committee.

- 041150** [Revising graffiti clean-up requirements for property owners and revising enforcement and abatement procedures where property owners fail to remove graffiti]
Ordinance amending Article 23 of the San Francisco Public Works Code by (1) amending Sections 1301 through 1304, deleting existing Section 1305, amending and retaining part of existing Section 1306 as renumbered Section 1305, and amending and placing part of existing Section 1306 in new Section 1306, to require that property owners either remove graffiti from their property or request a hearing within 30 days of receiving a notice of violation, clarify and streamline review procedures for graffiti violations, and authorize special assessments to recover graffiti removal costs; and (2) making technical corrections to Sections 1307 and 1308. Supervisor Elsbernd presented. ASSIGNED UNDER 30 DAY RULE to City Services Committee.
- 041151** [Ellis Act amendments by California Legislature: expand residential tenant relocation payment eligibility where units are withdrawn from rental market under Ellis; prohibit owner withdrawal of specified residential hotel units from rental market]
Ordinance implementing recent California State Legislature amendments of the Ellis Act (California Government Code §§7060 et seq., see §§7060 and 7060.1), by amending the San Francisco Residential Rent Stabilization and Arbitration Ordinance (Administrative Code Chapter 37) at Sections 37.9(a)(13) and 37.9A(e) to provide that: when residential units are withdrawn from the rental market pursuant to the Ellis Act, each tenant who is relocated is entitled to a payment of \$4,500 up to a maximum total per unit of \$13,500, plus an additional \$3,000 payment for each defined elderly or disabled tenant who is relocated (37.9A(e)), for tenants who still reside in their units as of August 10, 2004; owners may not withdraw defined residential hotel units from the rental market pursuant to the Ellis Act if the hotel's occupancy permit was issued prior to January 1, 1990, and if the hotel did not file a notice of intent prior to January 1, 2004 to withdraw the units from the rental market (Section 37.9(a)(13)). Supervisors Peskin, Ammiano, McGoldrick, Gonzalez, Daly presented. ASSIGNED UNDER 30 DAY RULE to Land Use Committee.
- 041154** [Zoning Map Amendments]
Ordinance amending the San Francisco Planning Code by amending the Zoning Map of the City and County of San Francisco, Section Map 2, to change the use district designation of Assessor's Block 0185, Lots 5, 29, 30, 31, 32, 33, 36, 37, 38, 39, 40, 41, 43, and 48 from NC-2 (Small-Scale Neighborhood Commercial District) and RH-1 (Residential: One-Family) to RM-1 (Residential, Mixed: Low Density); adopting findings pursuant to Planning Code Sections 302 and 101.1. Supervisor Peskin presented. ASSIGNED UNDER 30 DAY RULE to Land Use Committee.

Resolutions

- 041086** [Commending Sing Tao Daily]
Resolution commending Sing Tao Daily for 66 years of outstanding service to the Chinese community in the Bay Area and declaring August 1, 2004 to be "Sing Tao Daily Day" in the City and County of San Francisco. Supervisors Ma, Peskin presented. REFERRED.
- 041064** [Wi-Fi Technology]
Resolution urging the San Francisco Department of Telecommunications provide access to Wi-Fi in all San Francisco city-owned buildings. Supervisor Elsbernd presented. REFERRED.
- 041079** [Eminent Domain - Resolution of Necessity (80 Natoma)]
Resolution authorizing acquisition of Lots 45A, 46, 53, and 54 in Assessor's Block 3721 in San Francisco by Eminent Domain for the Transbay Terminal/Caltrain Downtown Extension/Redevelopment Project; adopting environmental findings under the California Environmental Quality Act, State Guidelines, and Administrative Code Chapter 31; and adopting findings under the General Plan and City Planning Code Section 101.1. Supervisors Daly, Ammiano, Duffy presented. ASSIGNED to Board of Supervisors.
- 041130** [Accept-Expend State and Regional Grants]
Resolution authorizing the Director of Transportation or his designee to apply for, accept, and expend \$559,600 in Bicycle Transportation Account, Bay Area Air Quality Management District, and Transportation Development Act grant funds to implement various projects and programs recommended in the San Francisco Bicycle Plan and to execute any and all associated documents. Supervisor Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041131 [75% Waste Diversion Goal for City Departments]

Resolution adopting a goal of 75% landfill diversion by the year 2010 for each City department. Supervisor Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041132 [STOP Intersection - 23rd and Castro Streets]

Resolution designating certain intersections as "STOP" intersections.

STOP SIGNS - ESTABLISH

Castro Street and 23rd Street, making this intersection an all-way STOP. Supervisor Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041134 [Approval of Amendment to Design Agreement for the Laguna Honda Hospital Replacement Program]

Resolution authorizing the Director of Public Works to execute amendment to a design agreement for the Laguna Honda Hospital Replacement Program from \$31,533,540 to \$32,595,782. Supervisor Elsbernd presented. RECEIVED AND ASSIGNED to City Services Committee.

041135 [Commending Tony Hall]

Resolution commending Tony Hall for his distinguished service as Supervisor of the City and County of San Francisco. Supervisors Elsbernd, Duffy, Ma, Alioto-Pier presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041136 [Initiate the Designation of 900 Innes Avenue, the Hunter's Point School, as a City Landmark]

Resolution initiating the designation of 900 Innes Avenue, the Hunter's Point School, Block 4646, Lot 03, as a City landmark pursuant to Planning Code Section 1004.1. Supervisor Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041139 [Designating the USA PATRIOT Act as a "watch law" under Charter Section 16.124]

Resolution designating the USA PATRIOT Act as a "watch law" under Charter Section 16.124. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Rules Committee.

041146 [Accept-Expend Federal Pass Through Grant]

Resolution authorizing the Office of Emergency Services to accept and expend a Federal pass through grant in the amount of \$26,325,036 from the State of California Office of Homeland Security for the purposes of providing financial assistance directly to selected jurisdictions through the Fiscal Year 2004 Urban Areas Security Initiative (UASI) to address the unique equipment, training, planning, and exercise needs of large urban areas, and to assist them in building an enhanced and sustainable capacity to prevent, respond to, and recover from threats or acts of terrorism. Supervisor Elsbernd presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041147 [Accept-Expend Federal Pass Through Grant]

Resolution authorizing the Office of Emergency Services to accept and expend a Federal pass through grant in the amount of \$2,896,198 from the State of California Office of Homeland Security for the purpose of providing financial assistance directly to selected jurisdictions for emergency prevention, preparedness, and response personnel to prevent, deter, respond to, and recover from threats and incidents of terrorism. Supervisor Elsbernd presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041152 [Approval of Port Lease Amendment for Mama Franceschi's, L.P.]

Resolution approving Lease Amendment of Port Lease No. 8993 between the San Francisco Port Commission and Mama Franceschi's, L.P., for the lease of real property commonly known as Franceschi's Restaurant. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Land Use Committee.

041153 [Preferred Priority Projects funded with Neighborhood Historical Resources Preservation Bonds]

Resolution providing that the eleven historical resources described in the bond ordinance for the Neighborhood Historical Resources Preservation Bonds are considered for funding before any other qualified project is funded. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

- 041156 [Calling upon the President to acknowledge and condemn the genocide in the Darfur region of Western Sudan]**
Resolution calling upon the President to acknowledge and condemn the genocide in the Darfur region of Western Sudan. Supervisors Duffy, Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 041157 [Commendation of 11th Annual Pistahan Parade and Festival 2004]**
Resolution commending 11th Annual Pistahan Parade and Festival 2004. Supervisor Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 041158 [Commendation of 84th Anniversary of the 19th Amendment]**
Resolution commending the 84th anniversary of the 19th Amendment to the United States Constitution, extending the right of suffrage to women. Supervisor Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

- 041133 [2003-2004 Civil Grand Jury Report, The More Things Change, The More They Stay the Same: The CCSF and SFUSD are Failing to Address the Educational Needs of the Bayview Hunters Point Community]**
Hearing to consider the recommendations of the 2003-2004 San Francisco Civil Grand Jury report, on the educational needs of the Bayview Hunters Point Community. Supervisors Duffy, Maxwell presented. RECEIVED AND ASSIGNED to City Services Committee.
- 041140 [DPH Revenue Maximization]**
Hearing to consider and review the Department of Public Health's efforts and progress in maximizing revenues for services provided, and to review steps that the Department can take to assure that all department facilities charge and collect fees for services provided. Supervisors Duffy, Ammiano presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.
- 041141 [Sale of Property at 2350 19th Avenue]**
Hearing to consider the sale of property located at 2350 19th Avenue, which is currently being leased to the San Francisco Neighbors Resource Center. The purpose of the hearing is to determine the following: (a) When the property will be sold, and the proceeds it will generate; (b) Whether any state grants will have to be refunded if the property is sold; (c) What, if any, construction has occurred or is slated to occur on the site; (d) What, if any, city funding or resources have been contributed to the site. Supervisor Daly presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.
- 041142 [Enforcement of Weight Restrictions on San Francisco Streets]**
Hearing on existing restrictions on vehicle weights on many San Francisco streets to understand how the San Francisco Police Department and Department of Parking & Traffic ensure compliance. Supervisor Duffy presented. RECEIVED AND ASSIGNED to Land Use Committee.
- 041143 [Neighborhood Emergency Response Training (NERT) for High School Students]**
Hearing on the feasibility of creating and instituting and funding a Neighborhood Emergency Response Training (NERT) curriculum in every high school within the City and County of San Francisco. Supervisors Sandoval, Alioto-Pier presented. RECEIVED AND ASSIGNED to City and School District Select Committee.
- 041144 [Speed Bumps]**
Hearing on the feasibility of the Department of Parking and Traffic installing speed bumps similar to those used on Concord, California. Supervisor Sandoval presented. RECEIVED AND ASSIGNED to City Services Committee.
- 041145 [Comcast Franchise Contract]**
Hearing on the status of the renewal of the contract between the City and County of San Francisco and the Comcast franchise. Supervisor Sandoval presented. RECEIVED AND ASSIGNED to Land Use Committee.
- 041155 [Office of Economic Analysis]**
Hearing to consider a proposed ordinance to amend the San Francisco Administrative Code to create an Office of Economic Analysis under the Office of the Controller. Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to Rules Committee.

Motions

041159 [Needle Exchange Emergency]

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program. Supervisors Ammiano, Daly, Peskin, McGoldrick, Maxwell, Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041097 [Emergency Disadvantaged Business Program - August 10, 2004 Committee of the Whole]

Motion for the Board of Supervisors to convene as a committee of the whole on August 10, 2004, at 4:00 p.m. to accept public testimony concerning the possible adoption of an emergency ordinance creating a Disadvantaged Business Utilization Program. Supervisor Ammiano presented. APPROVED.

041116 [Suspending 30 Day Rule for Emergency Ordinance to Establish Disadvantaged Business Enterprise Program]

Motion suspending Rule 5.40 of the Rules of Order of the Board of Supervisors to allow the Board of Supervisors to consider, without waiting 30 days after its introduction, a proposed emergency ordinance amending the municipal code to add Chapter 14A to the San Francisco Administrative Code to establish a Disadvantaged Business Enterprise Program and suspend Chapter 12D.A; adopt declaration of emergency; make applicable certain emergency contracting procedures; and provide for data collection to ensure nondiscrimination in City contracting. Mayor, Supervisor Ammiano presented. APPROVED.

PROPOSED ORDINANCES

040505 [Fees for notary services]

Ordinance amending San Francisco Administrative Code Sections 8.33.1, 833.2, and 834.1 to authorize the County Clerk, the Assessor-Recorder, and the Tax Collector to charge fees for providing notary services to the public in the amount of \$10 for an Acknowledgment and \$10 for a Jurat; and ratifying that requests for marriage certificate index records are subject to the same charges as are fictitious business name index records. Supervisors Duffy, Ammiano presented. RECOMMENDED.

040557 [Update of Traffic Code reference pertaining to Taxicab Stands]

Ordinance amending Section 39 of the San Francisco Traffic Code, updating Section referenced in the San Francisco Police Code pertaining to Taxicab Stands. (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Land Use Committee.

040558 [Amending Police Code to extend commercial passenger-carrying vehicle restriction on Lyon Street north of Green Street]

Ordinance amending Section 1183.17 of the San Francisco Police Code, adding two blocks of Lyon Street to the existing passenger-carrying commercial vehicle restricted areas. (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Land Use Committee.

041035 [Amending San Francisco Traffic Code pertaining to Speed Limits on Market Street]

Ordinance amending Sections 176.14 and 175.32 of the San Francisco Traffic Code, modifying speed limits on portions of Market Street. (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Land Use Committee.

041090 [Conditionally Designate 938-942 Market, the Garfield Building, as a Landmark]

Ordinance Conditionally Designating 938-942 Market, the Garfield Building, As Landmark No. 244 Pursuant To Article 10, Sections 1004 And 1004.4 Of The Planning Code. (Planning Department) . RECEIVED AND ASSIGNED to Land Use Committee.

041113 [Settlement of Lawsuit - Constance Ong, et al.]

Ordinance authorizing settlement of the lawsuit filed by Constance Ong against the City and County of San Francisco for \$500,000; the lawsuit was filed on May 16, 2003 in San Francisco Superior Court, Case No. 420-576; entitled Constance Ong, et al., v. City and County of San Francisco, et al. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

041037 [STOP Intersections]

Resolution designating certain intersections as "STOP" intersections.

STOP SIGNS - ESTABLISH

34th and Lawton Streets, stopping Lawton Street at 34th Avenue, making this intersection an All-Way STOP;
Grant Avenue and Vallejo Street, stopping Grant Avenue at Vallejo Street, making this intersection an All-Way STOP;
Mateo Street at Arlington Street stopping northbound and southbound Mateo Street at Arlington Street, making this intersection minor street STOP-controlled;
Cayuga and San Juan Avenues, stopping San Juan Avenue at Cayuga Avenue, making this intersection an all-way STOP;
and
Grant Avenue and Green Street, stopping Grant Avenue at Green Street, making this intersection an All-Way STOP.
(Parking and Traffic Department) . RECEIVED AND ASSIGNED to Land Use Committee.

041038 [Parking Regulations]

Resolution enacting and rescinding parking regulations at various locations.

UNMETERED MOTORCYCLE PARKING - ESTABLISH

12th Street, east side, from 119 feet to 140 feet south of Kissling Street (between the driveways of the parking garage).

PERPENDICULAR (90-DEGREE ANGLE) PARKING - ESTABLISH

Broadway, both sides, from Taylor Street to 250 feet westerly (legislates existing conditions); Broadway, south side, from Taylor Street to Himmelman Place (legislates existing conditions); Green Street, north side, From Taylor Street to Mason Street (legislates existing conditions); and Jones Street, east side, from Green Street to Filbert Street (legislates existing conditions).

NO PARKING ANYTIME - RESCIND

Oak Street, north side, from Masonic Avenue to 200 feet westerly.

TOW-AWAY NO STOPPING, 3 PM TO 7 PM, MONDAY THROUGH FRIDAY - ESTABLISH

Oak Street, north side, from Masonic Avenue to 300 feet westerly.

TOW-AWAY NO STOPPING, 7 AM TO 9 AM, MONDAY THROUGH FRIDAY - RESCIND

Oak Street, north side, from Ashbury Street to 100 feet easterly.

ANGLE (45-DEGREE) PARKING - ESTABLISH

25th Avenue, east side, from Noriega Street to 90 feet northerly; and 25th Avenue, east side, from Noriega Street to 72 feet southerly.

ANGLE (60-DEGREE) PARKING - ESTABLISH

Noriega Street, south side, between 24th and 25th Avenues (replacing 45-degree parking).

NO PARKING 9 AM - 5 PM, EXCEPT SUNDAYS - RESCIND

NO PARKING 8 AM - 4 PM, EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS - ESTABLISH
Staples Street, north side, between Phelan and Hazelwood Avenues.

RESIDENTIAL PERMIT PARKING AREA "W" (2-HOUR TIME LIMIT, 8 AM - 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH

Florida Street both sides, between 22nd and 23rd Streets (1000 block); and 23rd Street, both sides, between Bryant and Florida Streets (2800 block).

NO PARKING 7 AM - 6 PM - RESCIND

Rolph Street, south side, from Mission Street to 100 feet easterly.

RESIDENTIAL PERMIT PARKING AREA "S" (2-HOUR TIME LIMIT, 8 AM - 9 PM, MONDAY THROUGH FRIDAY) - ESTABLISH

Hill Street, both sides, between Noe and Sanchez Streets (400 block).

TOW-AWAY, NO STOPPING FROM 7 AM - 9 AM, MONDAY THROUGH FRIDAY - ESTABLISH

TOW-AWAY, LANE MUST TURN RIGHT - ESTABLISH

Irving Street, south side, from 19th Avenue to 64 feet westerly. (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Land Use Committee.

041039 [Traffic Regulations]

Resolution enacting and rescinding traffic regulations on various streets.

RIGHT TURN ONLY AFTER CANDLESTICK PARK EVENTS EXCEPT TAXIS - ESTABLISH

Hawes, Ingalls and Jennings Streets, southbound, onto westbound Ingerson Avenue.

NO LEFT TURNS AFTER CANDLESTICK PARK EVENTS EXCEPT TAXIS - ESTABLISH

Griffith, Hawes, Redondo, Ingalls and Jennings Streets, northbound, onto westbound Ingerson Avenue. (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Land Use Committee.

- 041040 [Accept-Expend California State Coastal Conservancy, San Francisco Bay Conservancy Program Grant Funds]**
Resolution authorizing the San Francisco Public Utilities Commission (SFPUC) to accept and expend a grant in the amount of \$125,000 from the California State Coastal Conservancy (CSCC) for the purchase and installation of restroom facilities for the Fifield-Cahill Ridge Trail project on the peninsula watershed in San Mateo County. (Public Utilities Commission) . RECOMMENDED.
- 041041 [Approving Tiled Steps Project Street Encroachment at 16th Avenue and Moraga Street]**
Resolution granting revocable permission to The 16th Avenue Tiled Steps Project to occupy a portion of the public right-of-way to install and maintain mosaic tiles on the risers and non-slip paving tiles on the treads of the existing concrete City stairway on Moraga Street between 16th and 15th Avenues and making findings of consistency with the General Plan and priority policies of Planning Code Section 101.1. (Public Works Department) Supervisors Ma, Elsbernd, Maxwell, McGoldrick, Peskin presented. ADOPTED.
- 041042 [Contracting for security guard services for the Hallidie Plaza Elevator at Market and Powell Streets]**
Resolution concurring retroactively with the Controller's determination that security guard services can practically be performed at the Hallidie Plaza by private contractor for a lower cost than if the services were performed by city and county employees. (Public Works Department) . RECOMMENDED.
- 041058 [Accept-Expend Corporate Grant]**
Resolution authorizing the Department of the Environment to accept and expend a grant in the amount of \$20,000 from the Safe Tree Program for the development of a Comprehensive Urban Forest Plan for the City and County of San Francisco. (Environment) . RECOMMENDED.
- 041082 [Proposition J Contract - Security Guard Services: 1380 Howard Street]**
Resolution concurring with Controller's certification that security guard services at the Department of Parking and Traffic Citation and Hearing Offices located at 1380 Howard Street can be practically performed by a private contractor at a lower cost than by City and County employees. (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Finance and Audits Committee.
- 041091 [Conditional approval of an historical property contract for 938-942 Market Street – The Garfield Building]**
Resolution under Chapter 71 of the San Francisco Administrative Code, conditionally approving an historical property contract between 942 HTC LLC, the owner of conditional landmark No. 244 at 938-942 Market Street and the City and County of San Francisco, conditionally authorizing the Director of Planning and the Assessor to execute the historical property contract. (Planning Department) . RECEIVED AND ASSIGNED to Finance and Audits Committee.
- 041092 [Street Artist Spaces]**
Resolution approving two (2) former temporary winter holiday selling spaces as permanent selling spaces on Market Street, south side, 4th to 5th Streets, and three (3) temporary winter holiday spaces as permanent spaces on Market Street, north side, at Montgomery Street, for street artists certified by the Arts Commission, City and County of San Francisco; and exempting said two spaces on Market Street, south side, 4th to 5th Streets, from Police Code Section 2405(c)(6) requiring street artists to sell not within (10) ten feet of the outer edge of any entrance. (Arts Commission) . RECEIVED AND ASSIGNED to Land Use Committee.
- 041104 [Proposition J Contract – Parking Citation and Collection System Services]**
Resolution concurring with Controller's certification that processing parking citations and collecting parking citation revenue for the City can be practically performed by a private contractor at a lower cost than by City and County employees. (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Finance and Audits Committee.
- 041114 [Grant of Regional Funds]**
Resolution authorizing the Municipal Transportation Agency to accept and expend \$35,710,000 of Regional Measure 2 funds for Municipal Railway capital projects. (Municipal Transportation Agency) . RECEIVED AND ASSIGNED to Land Use Committee.

Clerk to Act – August 10, 2004

Board Minutes for June 22, 2004 and June 29, 2004 approved.

Request Granted

From: Supervisor Alioto-Pier
To: Director, Mayor's Budget Office
To: Director, Department of Real Estate
To: Chief, Fire Department
Requesting/Inquiring: Inquiring as to the intent of and timeline and procedures for the fair market sale of 2350 19th Avenue.

From: Supervisor Daly
To: Controller
To: Director, Department of Children, Youth and Their Families
To: District Attorney
To: City Attorney
Requesting/Inquiring: To determine whether the San Francisco Neighbors Resource Center has properly expended funds for charitable purposes, or whether funds have been used for political purposes in violation of local law.

From: Supervisor Daly
To: City Attorney
Requesting/Inquiring: To draft legislation prohibiting departments from leasing City property for less than fair market value, unless for a public purpose that is consistent with local strategic plans and approved by the Department Head, relevant commission (if any) and Mayor. Also, requesting that a list of all such leases be posted on the Internet.

From: Supervisor Dufty
To: Chief, Police Department
To: Director, Department of Parking and Traffic
Requesting/Inquiring: Inquires as to the enforcement of weight restrictions on San Francisco streets by the San Francisco Police Department and Department of Parking and Traffic, and specifically their comment on the recent Slate.com article on California and SUVs. The City Services Committee will hear this issue.

From: Supervisor Maxwell
To: Chief, Fire Department
Requesting/Inquiring: Inquiring about the cleanup and maintenance of the Fire Department's Equipment Yard at Evans and Mendell. Residents around the area have to deal with excessive amounts of trash, overgrown weeds, illegal dumping, and packs of rats and animal defecation.

From: Supervisor McGoldrick
To: City Attorney
Requesting/Inquiring: To draft an ordinance establishing an exemption from business taxes for up to ten years for each qualified renewable energy business that locates in San Francisco and that has a full-time staff of ten or more employees during each year of its business tax exemption.

From: Supervisor McGoldrick

To: City Attorney

Requesting/Inquiring: To draft a resolution establishing a four-way stop sign at the intersection of 3rd Avenue and Clement Street.

From: Supervisor Peskin

To: Director, Department of Human Services

Requesting/Inquiring: Inquiring if the Department has regulations and/or policies regarding recognition of card-check neutrality for individuals employed directly by the Department?

Does the Department have a policy of requiring contractors and firms or entities that bid on contracts to enter into card-check neutrality with appropriate organizations if requested by employees of those contractors?

Does the Department have rules or regulations regarding a living wage and minimum benefits for employees of contractors receiving funds from the Department?

In Memoriams

Nevis "Bud" Black (Supervisors Elsbernd, Daly)

Rhoda Robinson (Supervisor Peskin)

Darcus Thomas (Supervisor Sandoval)

Rodney Dion Dela Cruz (Supervisor Sandoval)

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100 Larkin Street
Government Information Center

BOARD of SUPERVISORS



City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Tel. No. 554-5184
TDD No. 554-5227

**Legislation Introduced
Including All Off-Calendar Items
August 17, 2004**

OFF-AGENDA LEGISLATION

DOCUMENTS DEPT.

AUG 20 2004

**SAN FRANCISCO
PUBLIC LIBRARY**

Introduced by Supervisors or Mayor

Ordinances

030667 [Domestic Partner and Family Protection Rent Ordinance]

Ordinance amending Administrative Code Chapter 37 "Residential Rent Stabilization and Arbitration Ordinance" by amending Sections 37.3 and 37.9: to prohibit rent increases in existing tenancies due to the addition of one or more occupants (including but not limited to a domestic partner or a newborn child or other family member of an integrated household as defined), even where a pre-existing rental agreement or lease specifically permits a rent increase for additional occupants, except that the landlord may petition the Rent Board for a rent increase under Section 37.8(e)(4) based on the increased cost for an additional occupant [Section 37.3(a)(11)]; and to prohibit evictions based solely on the addition of occupants even where a pre-existing rental agreement or lease prohibits additional occupants, unless the total number of occupants exceeds two persons per studio rental unit, three per one-bedroom unit, four per two-bedroom unit, six per three-bedroom unit and eight per four-bedroom unit, except where this total would exceed the number of occupants permitted under state law and/or other local codes or otherwise fail to comply with such state law and/or local codes (e.g., Planning, Housing and Building Codes) [Section 37.9(a)(2)]; and expressing the intent of the Board of Supervisors that the Rent Board Rules and Regulations regarding subletting consent procedures be substantially applied to this legislation. Supervisors Gonzalez, Daly, Peskin, Ammiano presented. ASSIGNED to Land Use Committee.

041171 [Appropriate funding to the ranked-choice voting community education and ethnic media outreach program for radio ads]

Ordinance appropriating \$75,000 from the General Fund Reserve to implement the ranked-choice voting community education and ethnic media outreach plan for the Department of Elections for fiscal year 2004-05. Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

041172 [Reenacting a Disadvantaged Business Enterprise Program]

Emergency ordinance amending the San Francisco Administrative Code by adding Section 14A.03 to Chapter 14A to reenact a Disadvantaged Business Enterprise Program and suspend Chapter 12D.A, make applicable certain emergency contracting procedures, and provide for data collection to ensure nondiscrimination in City contracting; adopting declaration of emergency. (Clerk of the Board) . RECEIVED AND ASSIGNED to Rules Committee.

- 041173** [Funding from bond proceed sales of General Obligation and Lease Revenue bonds for improvement and construction of open space/ neighborhood park projects and to re-appropriate prior year Open Space project funding to active current fiscal year projects]
Ordinance appropriating \$68,800,000 of bond sale proceeds from General Obligation Bonds to fund the improvement and construction of parks and open space (as part of Proposition A) and placing \$200,000 on reserve for issuance costs; appropriating \$23,470,000 of bond sales proceeds from Lease Revenue Bonds to fund 10 neighborhood park improvement projects; and re-appropriating \$2,783,973 of prior year Open Space project funding to various active capital improvement projects in current fiscal year 2004-05 for a total amount of \$95,053,973. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.
- 041174** [Appropriate bond proceeds for the demolition and other pre-construction activities for renovation and replacement of California Academy of Sciences facilities]
Ordinance appropriating \$8,075,000 of 2000 Academy of Sciences bond proceeds for capital improvement projects on CAS facilities in Golden Gate Park for Department of Recreation and Parks and the Department of Public Works for fiscal year 2004-05, placing \$8,075,000 on reserve. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.
- 041175** [Open Space Fund Financing]
Ordinance approving the issuance and sale of lease revenue bonds payable from the Park, Recreation and Open Space Fund to finance various park projects as further described herein; approving the form of a Site Lease by and between the City and County of San Francisco Finance Corporation (the "Corporation") and the City and County of San Francisco (the "City") relating to certain City-owned properties located in the City (as further described herein); approving the form of a Master Lease by and between the Corporation and the City; approving the form of a Master Trust Agreement by and between the Corporation and a trustee (including certain indemnities contained therein); authorizing the selection of a trustee; approving the form of an Assignment Agreement by and between the Corporation and a trustee; approving the form of an official notice of sale and a notice of intention to sell the lease revenue bonds; directing the publication of the notice of intention to sell the lease revenue bonds; approving the form of an official statement in preliminary and final form; approving the form of a continuing disclosure certificate; authorizing the payment of cost of issuance; authorizing reimbursement of certain expenditures; adopting findings under the California Environmental Quality Act and findings pursuant to City Planning Code Section 101.1; and ratifying previous actions taken in connection therewith. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.
- 041178** [Declaring blighted vacant lots to be a nuisance and authorizing DPW to abate such nuisances at the owners' expense following notice and opportunity for hearing]
Ordinance amending Article 15 of the Public Works Code by adding Sections 735 through 735.4 to declare blighted vacant lots a public nuisance, require owners to abate such nuisances and authorize DPW to abate such nuisances at the owners' expense following written notice from DPW and the opportunity for a hearing. Supervisor Elsbernd presented. ASSIGNED UNDER 30 DAY RULE to City Services Committee.
- 041185** [Planning Department fees for code enforcement]
Ordinance amending the San Francisco Planning Code by amending Sections 351 and 355 to add fees related to code enforcement; and making environmental findings Supervisor Peskin presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.
- 041189** [Settlement of Bankruptcy Claims Dispute, In re METROMEDIA FIBER NETWORK, INC]
Ordinance authorizing settlement at 75% of face value of disputed bankruptcy creditor claims filed by the City and County of San Francisco against Chapter 11 Debtors, In re METROMEDIA FIBER NETWORK, INC., et al., Chapter 11, Case Nos. 02-22736 (ASH) through 02-22742 (ASH), 02-22744 (ASH) through 02-22746 (ASH), 02-22749 (ASH), and 02-22751 (ASH) through 02-22754 (ASH) (Jointly Administered), (U. S. Bankruptcy Court, Southern District of New York), and directing attorney for Tax Collector to effectuate settlement. Supervisor Maxwell presented. RECEIVED AND ASSIGNED to Rules Committee.

041190 [Reauthorization and Expansion of the First Source Hiring Program]

Ordinance amending the San Francisco Administrative Code by amending sections 83.4, 83.5, 83.6, 83.7, 83.9, 83.11, and by adding section 83.12A to: (1) expand the definition of contract to include sole source contracts and contracts, loans and grants awarded by the City in excess of \$50,000; (2) include residential projects, as defined herein, to be subject to first source hiring requirements; (3) increase the First Source Hiring Administration's reporting requirements to the Mayor and the Board of Supervisors regarding the progress of the first source hiring program; (4) delete the requirement that the Purchaser shall determine the applicability of the first source hiring requirements to certain service contracts; (5) delete the ten-day limit on the first source interviewing requirement; (6) require developers to obtain a first source hiring agreement or an exemption before the Planning Commission may approve development projects or other City departments may issue permits subject to first source requirements; (6) impose a fee schedule on covered entities; and (7) extend the operative date to January 1, 2009. Supervisor Maxwell presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

041192 [Amending Domestic Partnership requirements for marriages between persons of the same sex]

Ordinance amending Chapter 62 of the San Francisco Administrative Code by amending Section 62.4 to clarify that domestic partners who entered into a marriage nullified by the Courts retain their status as domestic partners; adding a new Section 62.14 to allow persons of the same sex who were not domestic partners when they married an opportunity to establish a domestic partnership effective as of the date of their marriage license; and adding a new Section 62.15 directing the County Clerk to send notices and forms to all persons who entered into marriages in San Francisco between February 12, 2004 and March 11, 2004 to enable them to exercise their right to establish a retroactively effective domestic partnership. Supervisors Ammiano, Dufty presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

Resolutions

041176 [Bond Sale of California Academy of Sciences Improvement Bonds]

Resolution authorizing and directing the sale of not to exceed \$8,075,000 General Obligation Bonds (California Academy of Sciences Improvement Bonds, 2000), Series 2004B; prescribing the form and terms of said bonds; authorizing the execution, authentication and registration of said bonds; providing for the appointment of depositories and other agents for said bonds; providing for the establishment of accounts related thereto; approving the forms of official notice of sale and notice of intention to sell bonds; directing the publication of the notice of intention to sell bonds; approving the form and execution of the official statement relating thereto; approving the form of the continuing disclosure certificate; approving modifications to documents; ratifying certain actions previously taken; and granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale and delivery of said bonds. Supervisors McGoldrick, Elsbernd presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

041177 [Bond Sale of Neighborhood Recreation and Park Facilities Improvement Bonds]

Resolution authorizing and directing the sale of not to exceed \$68,800,000 General Obligation Bonds (Neighborhood Recreation and Park Facilities Improvement Bonds, 2000), Series 2004A; prescribing the form and terms of said bonds; authorizing the execution, authentication and registration of said bonds; providing for the appointment of depositories and other agents for said bonds; providing for the establishment of accounts related thereto; approving the forms of official notice of sale and notice of intention to sell bonds; directing the publication of the notice of intention to sell bonds; approving the form and execution of the official statement relating thereto; approving the form of the continuing disclosure certificate; approving modifications to documents; ratifying certain actions previously taken; and granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale and delivery of said bonds. Supervisors McGoldrick, Elsbernd presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

041179 [Commending Bill Johnson]

Resolution commending Bill Johnson on being the recipient of the OMRA's (Outer Mission Resident Association) "Claire Shea Person of the Year Award. Supervisors Elsbernd, Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041180 [Commending the Stern Grove Festival Association and the Recreation and Park Department]

Resolution commending the Stern Grove Festival Association and the Recreation and Park Department for a successful season of high quality performances, and extending best wishes to the Association's efforts with the Stern Grove Festival's Legacy Campaign. Supervisors Elsbernd, Ammiano, Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 041181 [Commending Mila A. Palarca]**
Resolution commending Mila A. Palarca for her twenty-seven years as Health Service System employee of the City and County of San Francisco. Supervisor Daly presented. ADOPTED.
- 041184 [Urging various City departments to investigate the costs, benefits, and technical issues associated with installing City-owned broadband facilities in conjunction with the City's planned rebuild of its sewer system]**
Resolution urging the Department of Telecommunications and Information Services, the Public Utilities Commission, the Department of Public Works, and the Mayor's Office of Public Finance to evaluate the costs, benefits, and technical issues associated with installing broadband facilities when the City and County of San Francisco conducts its planned rebuild of its sewer system, to enable the City and County of San Francisco to increase the availability of bandwidth for telecommunications, cable, and information services. Supervisor Ammiano presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.
- 041186 [Urging the PUC to fund a wave-generation power study at Ocean Beach]**
Resolution urging the PUC to fund the Electricity Production Research Institute (EPRI) to complete a study on Ocean Beach necessary for planned implementation of wave-generated power in San Francisco. Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to Land Use Committee.
- 041187 [Bike Plan Update and the Transportation Authority]**
Resolution urging the Transportation Authority to facilitate the completion and adoption of the San Francisco Bike Plan Update by procuring consulting services necessary to develop required traffic and environmental analysis in a timely fashion and urging the Planning Department to provide to the Board of Supervisors and the Transportation Authority by July 1st, 2004 the specific criteria against which the environmental analysis will be evaluated.. RECEIVED AND ASSIGNED to Land Use Committee.
- 041193 [Urging the Governor of California, California Senate and State Assembly to reject Assembly Bill 2006]**
Resolution urging the Governor of California, California Senate and State Assembly to reject Assembly Bill 2006, and further urging the California Public Utilities Commission to accelerate its Community Choice proceedings and continue its coordination of electric utility procurement and Community Choice Aggregation efforts in order to protect the rights of California ratepayers. Supervisor Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 041194 [Maung Maung Day]**
Resolution declaring August 10th, 2004 to be Maung Maung Day. Supervisor Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 041195 [Supporting the United Farm Workers, and urging Gallo of Sonoma to extend health benefits to the remaining 75% of its workforce hired through farm labor contractors]**
Resolution supporting the rights of working people to organize and furthermore urging Gallo of Sonoma and all employers to value the contribution of their workers and therefore project a positive image by meeting basic standards of fairness in all operations including fair wages, healthcare and benefits. Supervisor Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 041196 [Harvey Milk Memorial Funds Transfer]**
Resolution requesting the office of the Controller of the City and County of San Francisco to transfer funds in the account for the Harvey Milk Memorial to the Harvey Milk City Hall Memorial Committee. Supervisor Gonzalez presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 041197 [Supporting card check neutrality agreements specifically between the Department of Human Services and contracts which have been competitively bid]**
Resolution supporting card check neutrality agreements for contracts with the Department of Human Services, the City and County of San Francisco. Supervisor Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Request for Hearing

041182 [Employee Re-classification and Layoff Process]

Hearing to review the current practice of employee re-classification, the process by which City employees are being laid off, and to ensure that such processes are consistent with the City's legal and contractual obligations. Supervisor Ammiano presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

041183 [Sources of revenue for outpatient medical services provided by DPH]

Hearing to consider sources of revenue for outpatient medical services provided by the San Francisco Department of Public Health. Supervisor Ammiano presented. RECEIVED AND ASSIGNED to City Services Committee.

041188 [African American Children in Foster Care]

Hearing to review nine recommendations from a report on the overrepresentation of African American children in foster care, to be issued by the San Francisco Disproportionality Project on September 17, 2004. Supervisor Maxwell presented. RECEIVED AND ASSIGNED to City Services Committee.

Motion

041198 [Needle Exchange Emergency]

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program. Supervisors Ammiano, Daly, Peskin, McGoldrick, Maxwell, Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

PROPOSED ORDINANCES

041118 [Public Employment]

Ordinance amending Ordinance No. 198-04 (Annual Salary Ordinance 2004/2005) reflecting the creation of five positions at the Department of Public Health. (Human Resources Department) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

041126 [Setting San Francisco's fiscal year 2004-2005 property tax rate and establishing pass-through rate for residential tenants]

Ordinance providing revenue and levying property taxes for City and County purposes and establishing pass-through rate for residential tenants pursuant to Chapter 37 of the Administrative Code for the fiscal year ending June 30, 2005. (Controller) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

041127 [Setting S.F. Unified School District's fiscal year 2004-2005 property tax rate to be included in the City's overall property tax rate]

Ordinance providing revenue and levying property taxes for San Francisco Unified School District's purposes for the fiscal year ending June 30, 2005. (Controller) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

041128 [Setting S.F. Community College District's fiscal year 2004-2005 property tax rate to be included in the City's overall property tax rate]

Ordinance providing revenue and levying property taxes for San Francisco Community College District purposes for the fiscal year ending June 30, 2005. (Controller) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

PROPOSED RESOLUTIONS

041036 [Accept and Expend Grant - Sheriff's Department program providing employment and education services for young offenders in the county jail and after their release]

Resolution authorizing the Sheriff's Department to accept and expend a grant in the amount of \$93,666 from the Private Industry Council of San Francisco for providing employment and education services to young offenders in the county jail and after their release. (Sheriff) . ADOPTED.

- 041115 [Changing Official Width of Sidewalk - West side of Lyon Street at Chestnut Street]**
Ordinance amending Ordinance No. 1061 entitled "Regulating the Width of Sidewalks" by adding thereto Section 1564 to change the official sidewalk width on the west side of Lyon Street at Chestnut Street; making findings pursuant to the General Plan and Planning Code Section 101.1; and requiring relocation, modification, or both of facilities affected by the sidewalk width changes.. RECEIVED AND ASSIGNED to Land Use Committee.
- 041123 [Prevailing rate of wages for workers engaged in theatrical or technical services related to the presentation of a show on City-owned property]**
Resolution fixing prevailing wage rates for workers engaged in theatrical or technical services (including but not limited to rigging, sound, projection, theatrical lighting, videos, computers, draping, carpentry, special effects, and motion picture services) for shows on property owned by the City and County of San Francisco. (Civil Service Commission) . RECEIVED AND ASSIGNED to Finance and Audits Committee.
- 041125 [Settlement of claim - Gibson Group Trust]**
Resolution approving settlement of the unlitigated claim of the Gibson Group Trust in an amount not to exceed \$67,000 for payment of past and future costs of responding to contamination at Gibson Environmental site; Bakersfield, California. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.
- 041162 [Improve pedestrian safety in San Francisco by coordinating citywide and targeted community-based safety campaigns]**
Resolution authorizing the San Francisco Department of Public Health (SFPDH) to accept and expend retroactively a grant in the amount of \$319,706 from the California Office of Traffic Safety (OTS) to improve pedestrian safety in San Francisco and to enter into an agreement for the use of these funds; for the period of October 1, 2004, to December 31, 2006. (Public Health Department) Supervisor Duffy presented. RECEIVED AND ASSIGNED to City Services Committee.
- 041163 [Provide assertive case management to people with HIV and substance abuse and mental disorders, Year 2]**
Resolution authorizing the San Francisco Department of Public Health, AIDS Office (SFPDH, AIDS) to accept retroactively and expend second year grant funds in the amount of \$487,805 from the Substance Abuse and Mental Health Services Administration (SAMHSA) for assertive case management for triply-diagnosed people and to enter into an agreement for the use of these funds; for the period of June 1, 2004, to May 30, 2005. (Public Health Department) Supervisor Duffy presented. RECEIVED AND ASSIGNED to City Services Committee.
- 041164 [Provide SSI application assistance to the chronically homeless and mentally ill in San Francisco]**
Resolution authorizing the San Francisco Department of Public Health (SFPDH) to accept retroactively and expend a grant in the amount of \$195,320 from the Social Security Administration (SSA) to provide SSI application assistance to the chronically homeless and mentally ill in San Francisco and to enter into an agreement for the use of these funds; for the period of May 1, 2004, to April 30, 2005. (Public Health Department) . RECEIVED AND ASSIGNED to City Services Committee.
- 041165 [Conveyance of Property in San Mateo County]**
Resolution authorizing a conveyance of property in the County of San Mateo; adopting findings that the conveyance is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; adopting findings pursuant to the California Environmental Quality Act and ratifying acts and authorizing actions in furtherance of this resolution. (Real Estate Department) . RECEIVED AND ASSIGNED to Finance and Audits Committee.
- 041166 [Estate of Doris Campos]**
Resolution accepting the bequest of Doris Campos on behalf of needy senior residents of San Francisco and designating the Department of Aging and Adult Services as the department to manage the distribution of the estate. (Adult and Aging Services) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

Board Minutes for July 13, 2004, July 20, 2004 and July 27, 2004 approved.

Request Granted

From: Supervisor Dufty

To: City Attorney

Requesting/Inquiring: To draft an ordinance mandating that within two fiscal years, all signage installed by the Department of Parking and Traffic must have graffiti-coating that has been approved by the Department of Public Works.

From: Supervisor Dufty

To: City Attorney

Requesting/Inquiring: To draft an ordinance that establishes a Task Force on the future of utility undergrounding in the City and County of San Francisco. The task force will be comprised of 19 members as follows:

- Each member of the Board of Supervisors shall nominate a member who resides in their Supervisorial District;
- Four members to be named by the Mayor;
- Two members representing San Francisco's Department of Public Works and Public Utilities Commission, nominated by the head of each Department; and
- Two members representing Pacific Gas and Electric and SBC to be designated by the respective Company Director.

The Task Force will consider the future of utility undergrounding beyond the current 42-mile undergrounding program established pursuant to the settlement of litigation between the City and County of San Francisco and PG&E. Given increasing costs in the current program, there is uncertainty as to the prospects to maintain the pace of undergrounding in the next phase.

From: Supervisor Ammiano and Supervisor Dufty

To: City Attorney

Requesting/Inquiring: To draft legislation that would provide gay and lesbian couples whose marriages were recently voided by the California State Supreme Court the option to have Domestic Partnership status retroactively instated from the date they were married in the City & County of San Francisco; and furthermore establish a Category 8 Marriage Equality Fund into which couples will be afforded the option to allocate their marriage license fee refund and any certified copy fee or related recording fee refunds to cover legal costs associated with the City and County's constitutional challenge being waged to allow gays and lesbians the right to marry.

From: Supervisor Ammiano

To: Director, Department of Human Resources

Requesting/Inquiring: To notify the Director of Human Resources that committee hearing has been called to review the current practice of employee re-classification, the process by which City employees are being laid off, and to ensure that such processes are consistent with the City's legal and contractual obligations and will be scheduled for a Finance and Audits Committee hearing in the near future. File 041182

From: Supervisor Peskin and Supervisor Ammiano

To: Director, Department of Building Inspection

To: Director, Department of Planning

To: Director, Redevelopment Agency

Requesting/Inquiring: Inquiring what the status of the historically significant features, as enumerated in the FEIR for the Redevelopment Plan, of the Emporium Building?

What is the current status of the preservation effort for the project site and what is the Department/Agency doing to monitor preservation efforts as the project moves forward?

Were findings necessary, pursuant to Article 11 of the Planning Code, to make a determination that public safety requires demolition or substantial alteration of historical features for this project? If so, what process was followed?

Was a preservation architect consulted in the construction process? If so, what role did they play?

In Memoriams

Jacqueline Anne Clark (Supervisor Daly)
Blanche O'Brien Absalon-Rios (Supervisor Dufty)
Lawrence "Larry" Lucero (Supervisor Dufty)
Czeslaw Milosz (Supervisor Gonzalez)
Steven Thompson (Supervisor Gonzalez)
Rita Baratta (Supervisor Ma)

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BOARD of SUPERVISORS



City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Tel. No. 554-5184
TDD No. 554-5227

Legislation Introduced
Including All Off-Calendar Items
September 14, 2004

OFF-AGENDA LEGISLATION

DOCUMENTS DEPT.

Introduced by Supervisors or Mayor

SEP 20 2004

Ordinances

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- 041137 [Zoning - Interim Moratorium on Demolition of Single- and Dual-screen Movie Theaters]
Urgency Ordinance approving an interim zoning moratorium on demolition of single- and dual-screen movie theaters for 45 days and making required findings, including findings of consistency with the priority policies of Planning Code Section 101.1 and environmental findings. Supervisor McGoldrick presented. ASSIGNED to Land Use Committee.
- 041242 [Adding the Department on the Status of Women to the Justice Tracking System (JUSTIS) Committee Governance Council]
Ordinance amending San Francisco Administrative Code Section 2A.85 by adding the Department on the Status of Women as a member of the Justice Tracking System (JUSTIS) Committee Governance Council and authorizing membership to agencies that operate programs integrally related to the criminal justice system. Supervisors Ma, Maxwell, Alioto-Pier, Duffy presented. RECEIVED AND ASSIGNED to Rules Committee.
- 041243 [To appropriate funds for the Homeless Senior Outreach Program as part of DHS's homeless services program]
Ordinance appropriating \$150,000 from the Homeless Services Expansion Project to fund the Senior Case Management Services project for fiscal year 2004-05. Supervisor Daly presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.
- 041245 [To substitute funds in General Fund for parking tax revenue currently appropriated to programs for Senior Citizens]
Ordinance substituting \$10,710,000 of parking tax revenue currently appropriated to programs for senior citizens with \$10,710,000 of General Fund for fiscal year 2004-05, as part of the September 9, 2004 state Court of Appeals ruling in the case City & County of San Francisco vs. Flying Dutchman Park, Inc. Supervisors Ma, Duffy, Elsbernd presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.
- 041246 [Approval to Negotiate Prices for Construction Trade Packages for the Laguna Honda Hospital Replacement Program]
Ordinance authorizing the Department of Public Works to negotiate prices for trade packages for the construction of the Laguna Honda Hospital Replacement Program. Supervisor Elsbernd presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

041247 [Zoning Map Amendment for 418-420 Jessie Street]

Ordinance amending the San Francisco Planning Code by amending Sectional Map 1 of the Zoning Map of the City and County of San Francisco to change the use classification of the property located at 418-420 Jessie Street, situated on the north side of Jessie Street, 150 feet west of Fifth Street, and identified as Assessor's Block No. 3704, Lot No. 006, from a zoning designation of P (Public) to C-3-G (Downtown General Commercial); and adopting General Plan, Planning Code Section 101.1(b), and environmental findings. Supervisor Daly presented. ASSIGNED UNDER 30 DAY RULE to Land Use Committee.

041249 [Requiring Graffiti-Resistant Parking and Traffic Control Signs]

Ordinance amending Article 3 of the San Francisco Traffic Code by adding Section 51 to require the Department of Parking and Traffic to (1) replace all existing parking and traffic control signs defaced by graffiti with new signs treated with graffiti-resistant sheeting, and (2) install only new parking and traffic control signs treated with graffiti-resistant sheeting. Supervisors Duffy, Ma, Ammiano, Maxwell, Elsbernd, Alioto-Pier presented. RECEIVED AND ASSIGNED to City Services Committee.

041272 [To appropriate funding from the General Reserve to increase available funding in the Election Fund for public financing]

Ordinance appropriating \$423,750 from the General Fund Reserve to increase funds in the Election Campaign Fund for the purpose of public financing of all eligible candidates for the Ethics Commission for fiscal year 2004-2005. Supervisor Daly presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

041273 [School Children Crossing Warning Signs]

Ordinance requiring all public and private parking lots and facilities, including parking lots maintained by commercial businesses, within 500 feet of Kindergarten through grade 12 school sites to post "Caution - School Children Crossing" signs at all parking lot exits Supervisors Ma, Maxwell, Duffy presented. RECEIVED AND ASSIGNED to Land Use Committee.

041281 [Creating the Fillmore Street Alcohol Restricted Use District]

Ordinance adding Section 249.29 to the Planning Code to create a Fillmore Street Alcohol Restricted Use District prohibiting liquor establishments and regulating existing non-conforming liquor establishments; amending Zoning Map Sheets 2SU of the City and County of San Francisco to indicate the boundaries of the Fillmore Street Alcohol Restricted Use District, and making findings of consistency with the priority policies of Planning Code Section 101.1 and the General Plan. Supervisor Gonzalez presented. ASSIGNED UNDER 30 DAY RULE to Land Use Committee.

041282 [Settlement of Unlitigated Claim - National Airlines]

Ordinance approving settlement of an unlitigated claim by the City and County of San Francisco, acting by and through its Airport Commission (the "Airport"), against National Airlines ("National") by approving a Settlement Agreement pursuant to which National will pay to the Airport \$12,374.23. Mayor presented. RECEIVED AND ASSIGNED to Rules Committee.

Resolutions

041251 [Commending Denese Becker aka Dominga]

Resolution commending Denese Becker aka (Dominga) for her courage to become a witness in a landmark human rights case brought against the Guatemalan military for the crime of genocide at Rio Negro, Guatemala on March 13, 1982. Supervisor Sandoval presented. ADOPTED.

041269 [Traffic Regulation - Portion of 14th Avenue and 15th Avenue]

Resolution authorizing closure of a portion of 14th Avenue and 15th Avenue, every day including holidays. Supervisors McGoldrick, Alioto-Pier presented. RECEIVED AND ASSIGNED to Land Use Committee.

041270 [Parking Regulations]

Resolution enacting and rescinding parking regulations at various locations.

TOW AWAY NO STOPPING ANYTIME – ESTABLISH

O'Farrell Street, north side, from Van Ness Avenue to Polk Street, eliminating 13 parking meters.

TOW AWAY NO STOPPING, 7 AM TO 9 AM AND 4 PM TO 6 PM, MONDAY THROUGH FRIDAY – ESTABLISH

O'Farrell Street, north side, from Polk Street to Larkin Street.

TOW AWAY NO STOPPING ANYTIME – ESTABLISH

820 O'Farrell Street at Larkin Street, northwest corner, from Larkin Street to 94 feet westerly eliminating parking meter nos. 802, 804, 806 and 808, (to create a 94-foot left turn pocket during non-peak hours).

TOW AWAY NO STOPPING ANYTIME – ESTABLISH

895 O'Farrell Street at Polk Street, southeast corner, from 81 feet to 99 feet east of Polk Street, extending bus zone by 18 feet).

TOW AWAY NO STOPPING, 4 PM TO 6 PM, MONDAY THROUGH FRIDAY – ESTABLISH

O'Farrell Street, north side, from Larkin Street to Hyde Street.

GENERAL METERED PARKING 9 AM TO 4 PM, MONDAY THROUGH SATURDAY – ESTABLISH

O'Farrell Street, north side, from Larkin Street to Hyde Street (establishing eleven parking meters).

GENERAL METERED PARKING 9 AM TO 6 PM, MONDAY THROUGH SATURDAY - ESTABLISH

O'Farrell Street, south side, from Larkin Street to Hyde Street (establishing ten parking meters).

TOW AWAY NO STOPPING ANYTIME – ESTABLISH

709 O'Farrell Street at Hyde Street, southwest corner, from Hyde Street to 90 feet westerly, (to create a 90-foot right-turn pocket).

TOW AWAY NO STOPPING, 4 PM TO 6 PM, MONDAY THROUGH FRIDAY – ESTABLISH

O'Farrell Street, north side, from Hyde street to Leavenworth Street.

GENERAL METERED PARKING 9 AM TO 4 PM, MONDAY THROUGH SATURDAY – ESTABLISH

O'Farrell Street, north side, from Hyde Street to Leavenworth Street (establishing seven parking meters).

GENERAL METERED PARKING 9 AM TO 6 PM, MONDAY THROUGH SATURDAY – ESTABLISH

O'Farrell Street, south side, from Hyde Street to Leavenworth Street (establishing six parking meters).

TOW AWAY NO STOPPING ANYTIME – ESTABLISH

608 O'Farrell Street at Leavenworth Street, northwest corner side, from Leavenworth Street to Harlem Alley, (to create a 76-foot left-turn pocket during non-peak hours).

TOW AWAY NO STOPPING ANYTIME - ESTABLISH

501 O'Farrell Street at Jones Street, southwest corner, from Jones Street to 96 feet westerly, (to create a 96-foot right-turn pocket).

TOW AWAY NO STOPPING, 4 PM TO 6 PM, MONDAY THROUGH FRIDAY – ESTABLISH

O'Farrell Street, north side, from Leavenworth Street to Jones Street.

GENERAL METERED PARKING 9 AM TO 4 PM, MONDAY THROUGH SATURDAY – ESTABLISH

O'Farrell Street, north side, from Leavenworth Street to Jones Street (establishing nine parking meters).

GENERAL METERED PARKING 9 AM TO 6 PM, MONDAY THROUGH SATURDAY - ESTABLISH

O'Farrell Street, south side, from Leavenworth Street to Jones Street (establishing nine parking meters).

NO STOPPING ANYTIME - REVOKE

METERED YELLOW ZONE, 9 AM TO 4 PM, MONDAY THROUGH FRIDAY - ESTABLISH

“340” O'Farrell Street, north side, from 245 feet to 289 feet east of Taylor Street (44-foot zone establishing two meters).

NO STOPPING ANYTIME - REVOKE

GENERAL METERED PARKING, 9 AM TO 4 PM, MONDAY THROUGH FRIDAY – ESTABLISH

"360" O'Farrell Street, north side, from 85 feet to 245 feet east of Taylor Street (160-foot zone establishing eight meters).

TOW AWAY NO STOPPING ANYTIME – ESTABLISH

"451" O'Farrell Street, south side, from 107 feet to 251 feet east of Jones Street (eliminates meters nos. 429, 427, 425, 421 and 419 to establish a 110-foot bus zone bulb out with 17 foot tapers on each end).

TOW AWAY NO STOPPING, 4 PM TO 6 PM, MONDAY THROUGH FRIDAY – ESTABLISH

O'Farrell Street, north side, from Jones Street to Taylor Street.

TOW AWAY NO STOPPING ANYTIME - REVOKE

TOW AWAY NO STOPPING, 7 AM TO 9 AM AND 4 PM TO 6 PM, MONDAY THROUGH FRIDAY - ESTABLISH

O'Farrell Street, north side, from Taylor Street to Mason Street.

GENERAL METERED PARKING 7 AM TO 4 PM, MONDAY THROUGH SATURDAY - ESTABLISH

Geary Street, north and south sides, from Larkin Street to Polk Street (establishing twelve meters).

TOW AWAY NO STOPPING ANYTIME – ESTABLISH

1064 Geary Street at Van Ness Avenue, northeast corner, from Van Ness Avenue to 88 feet easterly, (to create an 88-foot right-turn pocket).

TOW AWAY NO STOPPING ANYTIME - ESTABLISH

1020 -1054 Geary Street, north side, from 96 feet to 236 feet west of Polk Street (144-foot zone eliminates parking meters 1012, 1014, 1016, 1020, 1024, and 1028 to establish a bus bulb).

TOW AWAY NO STOPPING ANYTIME – ESTABLISH

990 Geary Street at Polk Street, northeast corner, from Polk Street to 100 feet easterly (to create a 100-foot right-turn pocket).

TOW AWAY NO STOPPING ANYTIME - ESTABLISH

799 Geary Street at Polk Street, southeast corner, from Polk Street to 92 feet easterly, (to create a 92-foot left-turn pocket during non-peak hours).

GENERAL METERED PARKING 7 AM TO 4 PM, MONDAY THROUGH SATURDAY – ESTABLISH

Geary Street, north and south sides, from Hyde street to Larkin Street (establishing fifteen meters).

GENERAL METERED PARKING 7 AM TO 4 PM, MONDAY THROUGH SATURDAY – ESTABLISH

Geary Street, north and south sides, from Leavenworth Street to Hyde Street (establishing sixteen meters).

□

TOW AWAY NO STOPPING ANYTIME - ESTABLISH

894 Geary Street at Larkin Street, northeast corner, from Larkin Street to 57 feet easterly, (to create a 57-foot right-turn pocket).

TOW AWAY NO STOPPING ANYTIME – ESTABLISH

700 Geary Street at Leavenworth Street, northwest corner, from Leavenworth Street to 134 feet westerly, (establishing a 120-foot bus zone bus bulb, with 12-foot taper at the west end).

TOW AWAY NO STOPPING ANYTIME – ESTABLISH

795 Geary Street at Hyde Street, southeast corner, from Hyde Street to 80 feet easterly (to create an 80-foot left-turn pocket, during non-peak hours).

TOW AWAY NO STOPPING ANYTIME - ESTABLISH

684 Geary Street at Leavenworth Street, northeast corner, from Leavenworth Street to 90 feet easterly, (to create a 90-foot right-turn pocket).

GENERAL METERED PARKING, 7 AM TO 4 PM, MONDAY THROUGH SATURDAY – ESTABLISH

Geary Street, north and south sides, between Jones Street and Leavenworth Street (establishing ten general parking meters).

TOW AWAY NO STOPPING ANYTIME – ESTABLISH

520 Geary Street at Taylor Street, north side, from 75 feet to 100 feet west of Taylor Street (eliminates yellow zone meter no. 508 extending existing bus zone by 25 feet).

TOW AWAY NO STOPPING ANYTIME – ESTABLISH

585 Geary Street at Jones Street, southeast corner, from Jones Street to 84 feet easterly, (to create an 84-foot left-turn pocket during non-peak hours, eliminates parking meter nos. 593, 595, 597 and 599).

TOW AWAY NO STOPPING ANYTIME – ESTABLISH

391 Geary Street at Mason Street, southeast corner, from Mason Street to 82 feet easterly, (to create an 82-foot left turn pocket, during non-peak hours, eliminates yellow zone meter nos. 337, 339 and 341).

TOW AWAY NO STOPPING ANYTIME – ESTABLISH

10 Geary Street, north side, from 90 feet to 130 feet west of Kearny Street (eliminates yellow zone meter nos. 14 and 16 to extend existing bus zone bus bulb).

TOW AWAY NO STOPPING ANYTIME – ESTABLISH

100 Geary Street at Grant Avenue northeast corner, from Grant Avenue to 72 feet easterly, (to create a 72-foot right turn pocket, eliminating yellow zone parking meter no. 38).

TOW AWAY NO STOPPING ANYTIME - ESTABLISH

310 Geary Street, north side, from 95 feet to 135 feet west of Powell Street (eliminates yellow zone meters 18 and 22 to extend existing bus zone). Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Land Use Committee RECEIVED AND ASSIGNED to Land Use Committee RECEIVED AND ASSIGNED to Land Use Committee.

041271 [Traffic Regulations]

Resolution enacting and rescinding traffic regulations on various streets.

TRANSIT (CURB) LANE - BUSES, TAXIS AND RIGHT TURNS ONLY, 7 AM TO 9 PM, MONDAY THROUGH FRIDAY - REVOKE

RIGHT LANE- BUSES, TAXIS AND RIGHT TURNS ONLY, AT ALL TIMES - ESTABLISH
O'Farrell Street, south side, between Hyde and Leavenworth Streets.

TOW AWAY NO STOPPING, BUSES, TAXIS AND RIGHT TURNS ONLY, 7 AM TO 9 PM, MONDAY THROUGH FRIDAY - REVOKE

RIGHT LANE- BUSES, TAXIS AND RIGHT TURNS ONLY, AT ALL TIMES - ESTABLISH
O'Farrell Street, south side, between Leavenworth and Jones Streets.

TOW AWAY LANE (NORTH SIDE) - BUSES, TAXIS AND RIGHT TURNS ONLY, 4 PM TO 6 PM, MONDAY THROUGH FRIDAY - REVOKE

RIGHT LANE - BUSES, TAXIS AND RIGHT TURNS ONLY, AT ALL TIMES - ESTABLISH
300 block of Geary Street (transit lane). Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Land Use Committee.

041280 [Housing Authority Commissioner Julie Lee]

Resolution urging Housing Authority Commissioner Julie Lee to resign, urging the Mayor to call for her resignation and urging the Housing Authority Commission to call for her resignation. Supervisors Gonzalez, Ammiano, Daly, Peskin, Elsbernd presented. RECEIVED AND ASSIGNED to Rules Committee.

041283 [Street Renaming - Jasper Alley in North Beach to "Dante Benedetti Alley"]

Resolution changing the name of Jasper Alley in North Beach to "Dante Benedetti Alley", in recognition of Dante Benedetti's many contributions to the community of North Beach and the City of San Francisco. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Land Use Committee.

041284 [Extending expiration date of higher taxicab gate fee cap retroactively to February 1, 2005.]

Resolution extending retroactively the date by which the City must enact specified ordinances in order to prevent expiration of higher cap on gate fees charged taxi drivers, from September 1, 2004, to February 1, 2005. Supervisor Ammiano presented. RECEIVED AND ASSIGNED to Land Use Committee.

041285 [Flu vaccine]

Resolution urging the Department of Public Health to post information on its website and to provide information to pediatric clinics to pass along to parents regarding the flu vaccine, including, but not limited to, the importance of immunization against the flu and the lack of scientifically conclusive evidence of harm resulting from exposure to thimerosal in flu vaccines and to urge Governor Arnold Schwarzenegger to sign AB2943, the Mercury-Free Vaccine Act of 2004. Supervisor Alioto-Pier presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041286 [Honoring Volunteers in Medicine]

Resolution honoring Volunteers in Medicine for establishing free medical clinics for the working uninsured. Supervisor Alioto-Pier presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041287 [Supporting the Bay Area Addiction Research and Treatment Clinic in San Francisco]

Resolution encouraging Senator Dianne Feinstein to support the Bay Area Addiction Research and Treatment Clinic in San Francisco. Supervisor Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041288 [Urging the Recreation and Park Department to extend the operating season at Mission Pool]

Resolution urging the Recreation and Park Department to extend the operating season at Mission Pool. Supervisors Dufty, Ammiano, Maxwell, Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041289 [Supporting the Homeless Veterans March in Washington for Housing Justice September 10 through November 2, 2004]

Resolution supporting and endorsing the Homeless Veterans March in Washington D.C. for Housing Justice, September 10 through November 2, 2004. Supervisor Daly presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041291 [Commending Geoff Rothman]

Resolution commending Geoff Rothman for his outstanding accomplishments and dedicated public service throughout his thirty-five years of service with the City and County of San Francisco. Supervisors Elsbernd, Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041292 [San Francisco Unified School District General Obligation Bonds]

Resolution authorizing the San Francisco Unified School District to issue and sell on its own behalf its general obligation bonds approved by the voters at the November 2003 election without further action by this Board of Supervisors or any other officer of the City and County of San Francisco; ratifying certain actions previously taken; and granting general authority to City and County of San Francisco officials to take necessary actions in connection with the issuance of the general obligation bonds by the San Francisco Unified School District; and providing prior notice to the City and County of San Francisco for the anticipated sale and issuance of any future series of bonds. Supervisors Elsbernd, Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041293 [Implementation of Safety Improvements along the 19th Avenue Corridor]

Resolution urging Caltrans to expedite the procurement of the construction contracts to ensure the implementation is completed by 2005. Supervisor Elsbernd presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041294 [Accept - Expend Federal Grant]

Resolution authorizing the Mayor of the City and County of San Francisco to accept retroactively and expend a grant in the amount of \$472,763 from the U.S. Department of Justice, Bureau of Justice Assistance to reduce crime and increase public safety, under the FY 2004 Local Law Enforcement Block Grants Program. Supervisor Elsbernd presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041295 [Commending the 12th Annual Korean Day Festival 2004]

Resolution commending the 12th Annual Korean Day Festival 2004. Supervisors Ma, Dufty, Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041296 [Commending the 150th Anniversary of the Arrival of the Sisters of Mercy]

Resolution commending the 150th Anniversary of the Arrival of the Sisters of Mercy in San Francisco. Supervisors Ma, Alioto-Pier, Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041297 [Coastal Cleanup Day]

Resolution declaring September 18, 2004 as "Coastal Cleanup Day" in the City and County of San Francisco. Supervisor Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041298 [Commending the 25th Anniversary of The Women's Building]

Resolution commending the 25th Anniversary of The Women's Building. Supervisors Ma, Dufty, Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041299 [Commending the Committee for the Confucius Memorial Ceremony]

Resolution commending the Committee for the Confucius Memorial Ceremony for their dedication to recognizing the teachings of Confucius. Supervisor Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041300 [Urging the California Attorney General Bill Lockyer to join several states in a lawsuit against HUD over pesticide use in public housing]

Resolution urging the California Attorney General Bill Lockyer to join New York, Illinois, New Mexico, Wisconsin, and the US Virgin Islands in a lawsuit against HUD over pesticide use in public housing. Supervisor Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041301 [Commending Reverend William Swing]

Resolution commending Reverend William Swing for his 25 years of extraordinary service in the City and County of San Francisco. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041302 [Endorsing Old Mint Grant Application]

Resolution endorsing the application to the California Cultural and Historical Endowment (CCHE) by the San Francisco Museum and Historical Society for CCHE Grant Funds for the project to preserve the historical Old Mint and create therein a San Francisco History Museum. Supervisors Peskin, Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041303 [CalHome Application]

Resolution authorizing the submittal of an application to the California State Department of Housing and Community Development for funding under the CalHome Program; the execution of a standard agreement if selected for such funding and any amendments thereto; and any related documents necessary to participate in the CalHome Program. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041304 [Urging the California Public Utilities Commission to conduct a public investigation into PG&E's estimating of customer bills]

Resolution urging the California Public Utilities Commission to open a public investigation into Pacific Gas & Electric Company's practice of estimating electric usage rather than reading the electric meter of each customer on a monthly basis to ensure that individual customers are not harmed by this practice. Supervisor Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

- 041240 [Board of Supervisors/Clerk of the Board Annual Budget Guidelines for FY 2005-06.]**
Hearing to consider the annual review and approval of the Board of Supervisors/Clerk of the Board Annual Budget Guidelines for FY 2005-06. (Clerk of the Board) . RECEIVED AND ASSIGNED to Budget Committee.
- 041253 [Status of negotiations between UNITEHERE Local 2 and the San Francisco Hotels Multi-Employer Group]**
Hearing on the status of negotiations between UNITEHERE Local 2 and the San Francisco Hotels Multi-Employer Group and the possible effects of a strike, walkout, or consumer boycott for the hotel industry and the San Francisco economy. Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.
- 041254 [Julie Lee]**
Hearing on the appropriateness of Julie Lee serving on the Housing Authority Commission, given the pending investigations related to violations of the California Fair Political Practices Act. Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to Rules Committee.
- 041255 [Progress of the Learning Support Services Program within the SFUSD]**
Hearing to determine current progress of the Learning Support Services Program within the San Francisco Unified School District. Supervisor Ammiano presented. RECEIVED AND ASSIGNED to City and School District Select Committee.
- 041256 [Draft Supplemental Environmental Impact Statement of the Public Health Service Hospital at the Presidio]**
Hearing for City departments and citizens to comment on the Draft Supplemental Environmental Impact Statement of the Public Health Service Hospital at the Presidio of San Francisco. Supervisors Alioto-Pier, McGoldrick presented. RECEIVED AND ASSIGNED to Land Use Committee.
- 041257 [Neighborhood movie theaters in San Francisco]**
Hearing to devise and implement strategies and programs to preserve neighborhood movie theaters in San Francisco. Supervisors Alioto-Pier, McGoldrick presented. RECEIVED AND ASSIGNED to Land Use Committee.
- 041258 [Bill Graham Civic Auditorium]**
Hearing to discuss and consider the potential future use of the Bill Graham Civic Auditorium. Supervisors Ma, Maxwell presented. RECEIVED AND ASSIGNED to Land Use Committee.
- 041259 [Audit plan for Nonprofit Agencies]**
Hearing to consider the audit plan for nonprofit agencies funded by the City and the enforcement of the City's public access to meetings laws. Supervisor Ma presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.
- 041260 [Controller's work plan for performing functions under the City Services Auditor]**
Hearing to consider the Controller's work plan for performing functions under the City Services Auditor, including Proposition Q audits. Supervisors Ma, Duffy, Maxwell presented. RECEIVED AND ASSIGNED to Rules Committee.
- 041261 [Release of reserved funds in the Department of Children, Youth and Families]**
Hearing to consider the release of reserved funds in the Department of Children, Youth and Families of \$1.752 million for the purpose of Children's Emergency Services. Supervisor Sandoval presented. RECEIVED AND ASSIGNED to Budget Committee.
- 041262 [Release of reserved funds in the Department of Aging and Adult Services]**
Hearing to consider the release of reserved funds in the Department of Aging and Adult Services of \$750,000 for the purpose of Senior Services Programs. Supervisor Sandoval presented. RECEIVED AND ASSIGNED to Budget Committee.
- 041263 [Release of reserved funds in the Mayor's Office of Criminal Justice]**
Hearing to consider the release of reserved funds in the Mayor's Office of Criminal Justice of \$1 Million for violence prevention programs in high-risk areas in the City and County of San Francisco. Supervisor Sandoval presented. RECEIVED AND ASSIGNED to Budget Committee.
- 041264 [Release of reserved funds in the Public Utilities Commission]**
Hearing to consider the release of reserved funds in the Public Utilities Commission of \$2.5 Million for Youth Employment and Environmental Services in the City and County of San Francisco. Supervisor Sandoval presented. RECEIVED AND ASSIGNED to Budget Committee.

041265 [Release of reserved funds in the Department of Public Works]

Hearing to consider the release of reserved funds in the Department of Public Works of \$300,000 for the purpose of Youth Employment. Supervisor Sandoval presented. RECEIVED AND ASSIGNED to Budget Committee.

041266 [Zoning Administrator]

Hearing on the ability of the Zoning Administrator to approve changes to projects that have already obtained approvals at the Planning Commission and/or Board of Supervisors. Supervisor Daly presented. RECEIVED AND ASSIGNED to Rules Committee.

041267 [City's outside auditor General City Audit Plan for FY 03-04]

Hearing on the City's outside auditor to present the General City Audit Plan for Fiscal Year 2003-2004. Supervisor Daly presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

Motions

041241 [Needle Exchange Emergency]

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program. Supervisors Ammiano, Daly, Peskin, McGoldrick, Maxwell, Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041252 [Confirming Philip Ginsburg as Human Resources Director]

Motion confirming Philip Ginsburg as Human Resources Director. Mayor presented. RECEIVED AND ASSIGNED to Rules Committee.

041268 [Legislative Analyst Request - Speed limits, Construction of bulb-outs on State Highways]

Motion requesting the Legislative Analyst to investigate to what extent California law allows localities to determine speed limits, construct bulb-outs, etc. on state highways. Also compare California's policies with those of Oregon, where, for example, localities are given the authority to set speed limits on state highways. Supervisors Elsbernd, Alioto-Pier presented. ASSIGNED to Board of Supervisors.

041274 [Legislative Analyst Request - Process for hiring workers]

Motion requesting in-depth report of other municipalities' process for hiring workers. Supervisor Ammiano presented. ASSIGNED to Board of Supervisors.

041290 [Approving request of the Clerk of the Board of Supervisors to carry forward from the Fiscal Year 2003-2004 Budget unexpended annual budget appropriations in the amount of approximately \$436,820]

Motion approving the request of the Clerk of the Board of Supervisors to carry forward from the Fiscal Year 2003-2004 Budget unexpended annual budget appropriations in the amount of approximately \$436,820 to provide funds for the first phase of costs associated with the legislative tracking system replacement. Supervisor Daly presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

PROPOSED ORDINANCES

041206 [Settlement of Lawsuit - Yvette Castillo]

Ordinance authorizing settlement of the lawsuit filed by Yvette Castillo against San Francisco General Hospital and the City and County of San Francisco for \$96,400; the lawsuit was filed on April 30, 2003 in San Francisco Superior Court, Case No. 416346 entitled Yvette Castillo v. San Francisco General Hospital, City and County of San Francisco. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

041207 [Settlement of Lawsuit - Leanna Mossi, et al.]

Ordinance authorizing settlement of the lawsuit filed by Leanna Mossi against the City and County of San Francisco for \$97,500; the lawsuit was filed on November 21, 2002 in San Francisco Superior Court, Case No. 414-929; entitled Leanna Mossi, et al., v. City and County of San Francisco, et al. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

041203 [Settlement of Lawsuit - CCSF v ARCO, et al.]

Ordinance authorizing settlement of the lawsuit filed by the City and County of San Francisco, acting by and through its Airport Commission, against AGI, American Airlines, Avis, Budget, Continental, Delta, Dollar, Federal Express, Japan Airlines, U.S. Air, for the payment to the Airport of environmental clean-up costs with regard to City and County of San Francisco v. ARCO et al., Case No. C-97-2965 MMC (N.D. Cal). (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

041191 [Settlement of claim - CCSF v. WCB More II Limited Partnership, et al.]

Ordinance authorizing settlement of relocation benefits claim of California Bank & Trust Company by the payment of \$340,000, arising from litigation entitled City and County of San Francisco v. WCB More II Limited Partnership, et al., filed on September 10, 1998 as San Francisco Superior Court Case No. 997-764. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

041204 [Contracting out Parking Meter Management System]

Resolution concurring with the Controller's certification that parking meter management services, including collection and coin counting can be practically performed by a private contractor at a lower cost than by City and County employees. (Municipal Transportation Agency) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

041205 [Grant to provide consultation to the Brazilian government regarding the "Brazil AIDS and STD Control Project"]

Resolution authorizing the San Francisco Department of Public Health, AIDS Office (SFDPH, AO) to accept retroactively and expend a grant in the amount of \$15,800 from the World Bank (WB) to provide consultation to the Brazilian government regarding the "Brazil AIDS and STD Control Project" and to enter into an agreement, which contains an indemnification clause, for the use of these funds; for the period of April 1, 2004, to June 30, 2004. (Public Health Department) Supervisor Duffy presented. RECEIVED AND ASSIGNED to City Services Committee.

041208 [Contracting out Convention Facilities management, operation and maintenance services at Bill Graham Civic Auditorium and the Moscone Center]

Resolution concurring with the Controller's certification that Convention Facilities management, operation and maintenance services can be practically performed at Bill Graham Civic Auditorium and the Moscone Center by private contractor for a lower cost than similar work services performed by City and County employees. (Administrative Services Department) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

041223 [Acceptance of Donation of Real Estate]

Resolution authorizing the acceptance by the City and County of San Francisco of the donation of two lots from Rosario F. Occhipinti, a married man, and the Rosario F. Occhipinti Separate Property Trust dated August 15, 1989, (collectively "Occhipinti"), at no cost to the City, for the development of a playground, adopting findings that the conveyance is categorically exempt from Environmental Review, is consistent with the City's Eight Priority Policies of City Planning Code Section 101.1 and is in conformity with the City's General Plan; and authorizing the Director of Property to execute documents, make certain modifications and take certain actions in furtherance of this resolution. (Real Estate Department) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

041232 [Accept- Expend State Loan for \$1,622,940 for a Solar Power Plant at Southeast Water Pollution Control Plant]

Resolution authorizing the San Francisco Public Utilities Commission to accept and expend a loan in the amount of approximately \$1,622,940 from the California Energy Commission to support the installation of energy efficiency measures and a 229 kilowatt solar electric system at the Southeast Water Pollution Control Plant (SEWPCP) 750 Phelps. (Public Utilities Commission) . RECEIVED AND ASSIGNED to City Services Committee.

041233 [STOP Intersections]

Resolution designating certain intersections as "STOP" intersections.

STOP SIGNS - ESTABLISH

Grove and Scott Streets, stopping Scott Street, making this T-intersection an All-Way STOP;
Neptune Street and Thornton Avenue, stopping Thornton Avenue, making this intersection an All-Way STOP; and
Olympia Way and Panorama Drive, stopping Olympia Way at Panorama Drive, making this T-intersection an All-Way
STOP. (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Land Use Committee.

041234 [Parking Regulations]

Resolution enacting and rescinding parking regulations at various locations.

PERPENDICULAR (90-DEGREE ANGLE) PARKING - ESTABLISH

Webster Street, west side, between Broadway and Vallejo Street.

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH

Lyon Street, west side, from 16 feet south of Chestnut Street to 16 feet north of Chestnut Street (100-foot zone).

UNMETERED MOTORCYCLE PARKING - EXTEND

7th Street, west side, from 76 feet to 97 feet north of Townsend Street (accommodating an additional six unmetered motorcycle parking spaces).

TOW-AWAY, NO PARKING, 10 PM TO 6 AM, EVERYDAY - ESTABLISH

Lathrop Avenue, south side (400-600 blocks); and

Lathrop Avenue, north side, (600 block).

TOW-AWAY, NO STOPPING ANYTIME - EXTEND

Bayshore Boulevard, west side, from 220 feet to 310 feet south of Bacon Street (90-foot extension).

NO PARKING, 6 AM TO 9 AM, MONDAY THROUGH FRIDAY, AND 1-HOUR PARKING, 9 AM TO 6 PM,

MONDAY THROUGH FRIDAY, 7 AM TO 6 PM, SATURDAY, EXCEPT VEHICLES WITH CARPOOL PERMITS - RESCIND

4th Street, east side, from Folsom Street to 125 feet southerly (parking meters to remain).

TOW-AWAY, NO STOPPING MONDAY - FRIDAY, 7 AM TO 9 AM - RESCIND

Folsom Street, east side, from 12th to 14th Streets.

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH

Folsom Street, east side, from 75 feet south to 112 feet north of 13th Street.

PERPENDICULAR (90-DEGREE ANGLE) PARKING - ESTABLISH

Baker Street, east side, from Broadway to Pacific Avenue.

2 HOUR PARKING, 7 AM TO 6 PM, EXCEPT SUNDAY - RESCIND

PARKING METERS (METER RATE AREA NO.3), 2-HR TIME LIMIT, 7 AM - 6 PM, EXCEPT SUNDAY - ESTABLISH

Harrison Street, both sides, between 6th and 7th Streets.

UNMETERED MOTORCYCLE PARKING - ESTABLISH

Dolores Street, east side, from Duncan Street to a point 19 feet southerly (accommodates three motorcycle parking spaces and aids visibility at the corner).

TOW-AWAY, NO STOPPING ANYTIME - RESCIND

13th Street, from 102 feet to 56 feet east of Folsom Street (46 feet).

1 - HOUR PARKING, 7 AM - 6 PM, EXCEPT SUNDAY - RESCIND

2 - HOUR PARKING, 7 AM - 6 PM, EXCEPT SUNDAY - ESTABLISH

12th Street, between Folsom and Harrison Streets; and

Folsom Street, between 11th and 13th Streets.

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH

Clarendon Avenue, north side, from Laguna Honda Boulevard to a point 100 feet easterly.

RESIDENTIAL PERMIT PARKING AREA "I" (2-HOUR TIME LIMIT, 9 AM - 6 PM, MONDAY THROUGH SATURDAY) - ESTABLISH

Capp Street, both sides, between 26th and Mission Streets (1100 block). (excludes the thru-lot of 3330 Cesar Chavez Street).

RESIDENTIAL PERMIT PARKING AREA "Z" (2-HOUR TIME LIMIT, 8 AM - 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH
23rd Street, both sides, between Dolores and Chattanooga Streets (3700 block).

NO PARKING ANYTIME EXCEPT BICYCLES - ESTABLISH
Grove Street, north side, from 147 feet to 194 feet west of the Hyde Street crosswalk.

GREEN ZONE, 9 AM - 6 PM, MONDAY THROUGH SATURDAY - RESCIND
GREEN ZONE, 8 AM - 6 PM, MONDAY THROUGH SATURDAY - ESTABLISH
18th Street, north side, from Diamond Street to 48 feet westerly (extended hours requires Board of Supervisor's approval).

NO PARKING ANYTIME - RESCIND
TOW-AWAY, NO PARKING ANYTIME - ESTABLISH
Mullen Drive, south side, from Peralta Avenue to Franconia Street.

TOW-AWAY, NO STOPPING ANYTIME - RESCIND
TOW-AWAY, NO PARKING ANYTIME, EXCEPT ACTIVE LOADING - ESTABLISH
Bayshore Boulevard, west side, from 45 feet north of Sunnydale Avenue to 232 feet northerly (232-foot zone).

TWO-HOUR PARKING TIME LIMIT, 7 AM - 6 PM, MONDAY THROUGH SATURDAY - ESTABLISH
Rhode Island Street, east side, between 15th and Alameda and Streets; and
15th Street, north side, between Rhode Island and De Haro Streets.

RESIDENTIAL PERMIT PARKING AREA "R" (2-HOUR TIME LIMIT, 9 AM - 6 PM, MONDAY THROUGH SATURDAY) - ESTABLISH
Buchanan Street, east side, between Larch Way and Turk Street (1200 block, even addresses only).

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH
3rd Street, east side, from Kirkwood Avenue to 35 feet southerly.

TOW-AWAY, NO PARKING ANYTIME - RESCIND
3rd Street, east side, from Kirkwood Avenue to 70 feet southerly.

TOW-AWAY, NO PARKING ANYTIME - ESTABLISH
3rd Street, east side, from Kirkwood Avenue to 70 feet northerly. (Parking and Traffic Department) . RECEIVED AND
ASSIGNED to Land Use Committee RECEIVED AND ASSIGNED to Land Use Committee.

041235 [Traffic Regulations]

Resolution enacting and rescinding traffic regulations on various streets.

RIGHT TURN ONLY - RESCIND
Fowler Avenue at Teresita Boulevard, southbound.

BICYCLE LANES - ESTABLISH
Folsom Street, northbound, from 11th to 14th Streets. (Parking and Traffic Department) . RECEIVED AND ASSIGNED
to Land Use Committee.

PROPOSED MOTIONS

041213 [Appointment, Board of Appeals]

Motion approving the Mayor's appointment of Frank Fung to the Board of Appeals for the term ending July 1, 2008.
(Mayor) . RECEIVED AND ASSIGNED to Rules Committee.

041214 [Appointment, Board of Appeals]

Motion rejecting the Mayor's appointment of Frank Fung to the Board of Appeals. (Mayor) . RECEIVED AND
ASSIGNED to Rules Committee.

- 041215 [Appointment, Planning Commission]**
Motion approving the Mayor's appointment of Dwight Alexander to the Planning Commission term ending July 1, 2008. (Mayor) . RECEIVED AND ASSIGNED to Rules Committee.
- 041216 [Appointment, Planning Commission]**
Motion rejecting the Mayor's appointment of Dwight Alexander to the Planning Commission. (Mayor) . RECEIVED AND ASSIGNED to Rules Committee.
- 041220 [Appointment, Planning Commission]**
Motion approving the Mayor's appointment of Dr. Michael Antonini to the Planning Commission term ending July 1, 2004. (Mayor) . RECEIVED AND ASSIGNED to Rules Committee.
- 041221 [Appointment, Planning Commission]**
Motion rejecting the Mayor's appointment of Dr. Michael Antonini to the Planning Commission. (Mayor) . RECEIVED AND ASSIGNED to Rules Committee.
- 041224 [Appointment, Human Services Commission]**
Motion approving the Mayor's appointment of Michael DeNunzio to the Human Services Commission, for the term ending January 15, 2005. (Mayor) . TABLED.
- 041225 [Appointment, Human Services Commission]**
Motion rejecting the Mayor's appointment of Michael DeNunzio to the Human Services Commission. (Mayor) . RECOMMENDED.
- 041226 [Appointment, Public Utilities Commission]**
Motion approving the Mayor's appointment of Ryan Brooks to the Public Utilities Commission, for the term ending January 15, 2008. (Mayor) . RECOMMENDED.
- 041227 [Appointment, Public Utilities Commission]**
Motion rejecting the Mayor's appointment of Ryan Brooks to the Public Utilities Commission. (Mayor) . TABLED.
- 041228 [Appointment, Public Utilities Commission]**
Motion taking no position concerning the Mayor's appointment of Ryan Brooks to the Public Utilities Commission, for term ending January 15, 2008. (Mayor) . TABLED.
- 041229 [Appointment, Public Utilities Commission]**
Motion approving the Mayor's appointment of Richard Sklar to the Public Utilities Commission, for the term ending January 15, 2008. (Mayor) . RECOMMENDED.
- 041230 [Appointment, Public Utilities Commission]**
Motion rejecting the Mayor's appointment of Richard Sklar to the Public Utilities Commission (Mayor) . TABLED.
- 041231 [Appointment, Public Utilities Commission]**
Motion taking no position concerning the Mayor's appointment of Richard Sklar to the Public Utilities Commission, for term ending January 15, 2008. (Mayor) . TABLED.
- 041094 [Waiver Permitting City Employees to Assist the Department of Elections with the November 2, 2004 election]**
Motion granting a waiver from the prohibition imposed by Charter section 13.104.5, to permit City employees to assist the Department of Elections with the November 2, 2004 election. (Elections Department) . RECEIVED AND ASSIGNED to Rules Committee.

Clerk to Act – September 14, 2004

Board Minutes for August 10, 2004 approved.

From: Supervisor Ammiano

To: City Attorney

Requesting/Inquiring: To draft legislation establishing an 11-member Neighborhood Beautification Fund Advisory Board representing each of the eleven Supervisorial districts

From: Supervisor Ammiano

To: President, San Francisco School Board

Requesting/Inquiring: To notify members of the San Francisco School Board that a committee hearing has been called before the City and School District Committee on October 11, 2004 to consider the current progress of the Learning Support Services program within the San Francisco Unified School District.

From: Supervisor Daly

To: City Attorney

Requesting/Inquiring: To draft an ordinance to regulate the removal and alteration of trees.

From: Supervisor Elsbernd

To: Muni

Requesting/Inquiring: Requesting some redress to the concerns of residents whose homes border the right of way for the M-Streetcar line between Junipero Serra and 19th Avenue that object to the empty speeding streetcars that travel on this right of way in the late evening hours.

From: Supervisor Peskin

To: City Attorney

Requesting/Inquiring: To draft an ordinance converting the Landmarks Preservation Advisory Board to the Landmark Preservation Commission.

From: Supervisor Peskin

To: All City Departments

Requesting/Inquiring: Please list the type and volume of food and beverage products purchased by your department on an annual basis:

Please comment on whether or not your department considers standards regarding genetically modified food products when making food purchases.

From: Supervisors Peskin, Alioto-Pier

To: City Attorney

Requesting/Inquiring: To draft an ordinance requiring contribution and expenditure reporting for issue advocacy organizations, similar to transparency requirements for candidate committees. The ordinance to be drafted should specify reporting requirements for any issue advocacy organization, which mentions a candidate by name or uses the physical likeness of a candidate in any advertisement, including but not limited to television, radio, direct mail or telephone communications.

From: Supervisor Sandoval
To: Director, Department of Parking and Traffic
Requesting/Inquiring: Inquiring about the feasibility of installing traffic calming measures at the intersection of Geneva Avenue and Naples Street, including the possibility of No Turn on Red signs at all four corners and a delayed green light to give pedestrians a head start crossing Geneva Avenue. Please send copy to:
Ms. Sandra Valle
635 Moscow Street
San Francisco, CA 94112

From: Supervisor Sandoval
To: Director, Department of Parking and Traffic
Requesting/Inquiring: Inquiring about the feasibility of installing traffic calming measures, including the possibility of a STOP sign, at the intersection of Ocean Avenue and Persia Street. Please send copy to:
Mr. Omari Williams
Curves
49 Ocean Avenue
San Francisco, CA 94112

In Memoriams

Ben Brousseau (Entire Board)
Anthony John Zanze (Supervisors Alioto-Pier, Dufty)
Marty Gennoy (Supervisors Dufty, Ammiano)
William Davenport (Supervisor Dufty)
Samuel Gene Giuntini (Supervisor Dufty)
Pat Montclair (Supervisor Dufty)
Violet Reilly (Supervisor Dufty)
Seizo Oka (Supervisors Ma, Dufty)
Wah Lee (Supervisor Peskin)
Elva Ramirez (Supervisor Sandoval)

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BOARD of SUPERVISORS



City Hall
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San Francisco, CA 94102-4689
Tel. No. 554-5184
TDD No. 554-5227

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**≡ Legislation Introduced
Including All Off-Calendar Items
September 21, 2004**

OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

- 031932 [Restricting the sale or transfer of 50 caliber firearms and ammunition, requiring reporting of firearm thefts, and deleting obsolete provisions regulating firearms]
Ordinance amending the Police Code by deleting Sections 552, 556 and 557, relating to possession of firearms by minors and possession of facsimile firearms in order to conform to state law, amending Section 602 to delete redundant provisions and provisions relating to air guns in order to conform to state law; amending Sections 613.1, 613.10 and 613.10-1 to delete requirements relating to "Saturday Night Specials," restrictions on the sale of large capacity magazines and various other requirements relating to firearms dealers in order to conform to state law and add new requirements in Section 613.10-1 to restrict the sale or transfer of 50 caliber firearms and ammunition; amending Sections 613.2 and 613.3 to require the Chief of Police to conduct a background check on applicants for a firearms dealer license and such applicants' employees; amending Sections 613, 613.10-3, 613.12, 613.16, 613.19, 617 and 618 to make technical and conforming corrections; amending Section 613.10-2, restricting the sale of ultracompact firearms to update findings and exceptions to restrictions on sales, deleting Sections 614 through 616, relating to reporting of firearms sales by dealers in order to conform to state law, renumbering existing Sections 617 and 618 as Sections 614 and 615; and adding a new Section 616, requiring owners of firearms to report the loss or theft of a firearm to the Police Department. Supervisor Gonzalez presented. ASSIGNED to City Services Committee.
- 041307 [Prohibiting smoking on unenclosed areas of City parks and recreational areas open to the public]
Ordinance amending the San Francisco Health Code by adding Article 19 I, encompassing Sections 1009.80 et seq., to prohibit smoking on any property that is open to the public under the jurisdiction of the Recreation and Park Commission or any other City department if the property is a park, square, garden, playground, sport or playing field, pier, or other property used for recreational purposes. Supervisor Alioto-Pier presented. ASSIGNED UNDER 30 DAY RULE to City Services Committee.
- 041308 [Regulating the Distribution of Handbills]
Ordinance amending Article 5.7 of the Public Works Code by repealing section 184.71, which required persons distributing Handbills to register and pay fees, amending section 184.74 to permit the City to recover costs incurred in cleaning up Handbills distributed in violation of the ordinance and to impose civil penalties for violations, and by renumbering sections 184.71 through 184.77. Supervisor Ma presented. ASSIGNED UNDER 30 DAY RULE to City Services Committee.

041309 [Public Employment]

Ordinance amending Ordinance No. 198-04 (Annual Salary Ordinance 2004/2005) administrative provisions and reflecting the creation of forty-one positions and the deletion of five positions in the following departments: Public Health, Office of Emergency Services, Fire, Police, Sheriff, and Port. Supervisor Ma presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

041310 [Tour buses prohibited on Stockton Street between Union and Greenwich Streets]

Ordinance adding Police Code Section 1183.32 to prohibit the driving of tour buses on Stockton Street between Union Street and Greenwich Street. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Land Use Committee.

041313 [Payment of Reward]

Ordinance authorizing payment of a \$12,500.00 reward to Jane Doe for supplying information leading to the arrest and conviction of the perpetrators who murdered Shayne Worcester. Mayor presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

041314 [Payment of Reward to three John Does]

Ordinance authorizing payment of a \$10,000.00 reward to be split amongst three John Does for supplying information leading to the arrest and conviction of the perpetrator responsible for the death of Parrish Wingard. Mayor presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

041316 [Surplus City Property]

Ordinance amending the San Francisco Administrative Code by amending Sections 23A.9, 23A.10 and 23A.11 to specify terms for appointed members of the Surplus Property Citizens' Advisory Committee, to clarify the requirements under Administrative Code Section 23.3 applicable to dispositions of surplus and underutilized property, and to clarify policy and procedures for dispositions of City-owned surplus and underutilized real property that is not listed on the annual Surplus Property Report. Supervisor Daly presented. RECEIVED AND ASSIGNED to Rules Committee.

041317 [Public Works Code Short-Term Occupancy of Right-of-Way]

Ordinance amending Public Works Code Section 724 concerning temporary occupancy of the public right-of-way to adopt special conditions for occupation of seven days or less. Supervisor Duffy presented. RECEIVED AND ASSIGNED to City Services Committee.

Resolutions

041312 [Commending Gwendolyn B.Tucker]

Resolution commending Gwendolyn B. Tucker on the occasion of her retirement for her years of service and dedication to the City and County of San Francisco. Supervisors Maxwell, Duffy, Ma, Gonzalez presented. ADOPTED.

041315 [Head Start Workers]

Resolution urging all employers of Head Start workers to respect workers' rights and to honor their workers' decision to join the union of their choice. Supervisors Ammiano, Maxwell, Sandoval presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

041319 [Sewer Service Utility Contract]

Resolution authorizing the San Francisco Public Utilities Commission General Manager to execute the First Amendment to the Sewer Service Utility Contract (No. 1443CX061094018) with The Presidio Trust for the purpose of extending the existing contract term by twelve (12) months through September 30, 2005. Supervisor Alioto-Pier presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041320 [Expressing support for Bringing America Home Act (H.R. 2897)]

Resolution urging the Congressional delegation representing San Francisco to support the passage of the Bringing America Home Act (H.R. 2897), a comprehensive bill to end homelessness that addresses issues of affordable housing, livable income, civil rights protections, and health care for all. Supervisor Daly presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 041321 [Approving hiring of displaced federal firefighters]**
Resolution approving the hiring of federal firefighters displaced by the closure of the Navy's fire station at Hunter's Point Shipyard, pursuant to the authority granted by California Government Code Section 53270. Supervisor Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 041322 [Commending Mildred Crear]**
Resolution commending Mildred Crear, the Director of Maternal and Child Health, for her 41 years of inspirational leadership at the Department of Public Health. Supervisors Duffy, Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 041323 [Honoring the San Francisco Mime Troupe]**
Resolution honoring the San Francisco Mime Troupe for its 45 years of service. Supervisors Duffy, Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 041325 [Honoring Denise M. Brady]**
Resolution honoring Denise M. Brady on the occasion of her retirement. Supervisor Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 041326 [Honoring Jim Tate]**
Resolution honoring Jim Tate for his years of service and his deep compassion for those in need. Supervisor Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 041327 [State funds for construction and renovation of branch libraries]**
Resolution urging the California Public Library Construction and Renovation Board to award five grants totaling over \$22 million from Proposition 14 funds for the construction of new Ingleside, Ortega, Portola, and Visitacion Valley branch libraries and the renovation of the Richmond branch library. Supervisors Elsbernd, Ma, Maxwell, McGoldrick, Sandoval, Alioto-Pier presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 041328 [Walk to School Day]**
Resolution declaring October 6, 2004 as "Walk Our Children to School Day" in the City and County of San Francisco. Supervisor Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 041329 [Commending San Francisco Community Power]**
Resolution commending San Francisco Community Power for its dedication and commitment to promoting renewable energy, conservation, and demand-response programs in San Francisco's southeast neighborhoods and proclaiming October 5, 2004 as San Francisco Community Power Day. Supervisor Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 041330 [Urging State Regulatory Action]**
Resolution endorsing On-Bill Financing as a cost effective means for small business owners to finance energy efficiency upgrades, and urging the California Public Utilities Commission to take appropriate action to facilitate creation of an On-Bill Financing program in California. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 041331 [Del Monte Square]**
Resolution declaring September 28, 2004 Del Monte Square Day in San Francisco. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 041332 [Commending SEIU 250 on its 70th anniversary and its growth to 100,000 members]**
Resolution commending the Service Employees International Union Local 250 on its 70th anniversary and its growth to 100,000 members. Supervisor Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

041311 [Volunteers in Medicine Health Clinics]

Hearing on establishing free medical clinics in San Francisco for the working uninsured through Volunteers in Medicine, a nonprofit organization that provides medical care to the working uninsured using volunteer retired physicians, nurses, dentists and other healthcare professionals. Supervisor Alioto-Pier presented. RECEIVED AND ASSIGNED to City Services Committee.

041318 [Relationship between the Mayor's Office and the DBI]

Hearing on the relationship between the Mayor's Office and the Department of Building Inspection. Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to Rules Committee.

041324 [Status of the City's Efforts to Reduce Homelessness]

Hearing for the Department of Human Services to report on the ongoing implementation of Care Not Cash, the Mayor's homeless outreach teams, the availability of needed services, as well as give the community the opportunity to comment on the department's progress. Supervisor Alioto-Pier presented. RECEIVED AND ASSIGNED to City Services Committee.

PROPOSED ORDINANCES

PROPOSED RESOLUTIONS

041093 [Transferring Unclaimed Trust Deposits from Parking Citations to the General Fund]

Resolution accepting outstanding and unclaimed trust deposits from parking citations as revenue to be transferred to the General Fund. (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

041095 [County Refugee Plan]

Resolution approving the Federal Fiscal Year 2004 San Francisco County Refugee Plan. (Private Industry Council) . RECEIVED AND ASSIGNED to City Services Committee.

041096 [Gift - Private]

Resolution authorizing the Department of Public Health, San Francisco General Hospital to accept a gift of a mobile mammography facility vehicle and associated equipment, valued at \$432,716, donated by the University of California, San Francisco for mobile mammography services to indigent and under-served women in San Francisco. (Public Health Department) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

Clerk to Act – September 21, 2004

Board Minutes for August 17, 2004 approved.

From: Supervisor Ammiano

To: Director, Housing Authority

Requesting/Inquiring: To clarify whether or not the department intends to file for bankruptcy.

Explain how bankruptcy might affect current tenants and further, whether such changes will be explained through a public notification process as letters to individual tenants, public hearings or other public outreach efforts.

Explain how bankruptcy might jeopardize federal assistance and continue public housing assistance for San Francisco tenants.

From: Supervisor Daly

To: Mayor's Office

To: Director, Planning Department

Requesting/Inquiring: Inquiring about the current staffing and workload of the Major Environmental Analysis (MEA) division of the Planning Department. Please detail the number of FTEs in the department for the last five years as well as the number of Environmental Evaluation applications submitted. Categorical Exemptions completed, EIR's completed, EIR's appealed and CEQA's submitted; and the average time for getting a planner assigned to a new case in that same time period.

From: Supervisor Dufty

To: City Attorney

Requesting/Inquiring: To draft legislation authorizing implementation of SB 1159 the Disease Prevention Demonstration Project removing the requirement for a prescription to purchase sterile syringes.

From: Supervisor Elsbernd

To: City Attorney

Requesting/Inquiring: To draft legislation to include the following:

- Increase the number of condominium conversions permitted each year from 200 to 1,200.
- Only buildings of 12 units or fewer may be converted.
- A majority of tenants must agree to purchase their units before conversion can take place.
- Each tenant will receive a 20% discount off the market price for his or her unit.
- Tenants who are unwilling or unable to purchase their units will be granted lifetime leases.
- Proposal is a three year pilot program to be evaluated by Mayor's Office of Housing for efficacy in allowing tenants to become homeowners and for any deteriorating effects on the City's rental stock.

From: Supervisor Ma
To: Director, Department of Building Inspection
Requesting/Inquiring: Requesting status of work on Community Action Plan for the Seismic Safety Report – a study that will include cost effective mitigation strategies and economic incentives to help avoid future disasters.

From: Supervisor Maxwell
To: City Attorney
Requesting/Inquiring: To prepare a report that compares the law governing Housing vs. Single Room Occupancy classifications for development. Among other issues, please provide an analysis that compare (i) under which zoning categories the two classifications are permitted, conditional, or not permitted uses and (ii) the requirements (open space, parking, inclusionary, etc.) that govern each use.
Due: October 12, 2004

In Memoriams
Winston Franklin (Supervisors Elsbernd, Dufty)

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BOARD of SUPERVISORS



City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Tel. No. 554-5184
TDD No. 554-5227

Legislation Introduced
Including All Off-Calendar Items
September 28, 2004

OFF-AGENDA LEGISLATION

DOCUMENTS DEPT.

SEP 30 2004

SAN FRANCISCO
PUBLIC LIBRARY

Introduced by Supervisors or Mayor

Ordinances

- 041307 [Prohibiting smoking on unenclosed areas of City parks and recreational areas in San Francisco open to the public]
Ordinance amending the San Francisco Health Code by adding Article 19 I, encompassing Sections 1009.80 et seq., to prohibit smoking on any unenclosed area of property in the City and County of San Francisco that is open to the public under the jurisdiction of the Recreation and Park Commission or any other City department if the property is a park, square, garden, playground, sport or playing field, pier, or other property used for recreational purposes. Supervisor Alioto-Pier presented. RECEIVED AND ASSIGNED to City Services Committee.
- 041350 [Amending and Adding to Section 184.78 of the Public Works Code Regarding Banners]
Ordinance amending and adding to Section 184.78 of the Public Works Code make findings as to the purposes served by banners, to create five categories of permitted banners, to prohibit banners in residential districts, to restrict banners in certain neighborhood commercial and residential commercial districts, to require installer name and service phone numbers on all banners, to provide for processing and inspection fees for banner permits, to index those fees, beginning in fiscal year 2005-2006, to the Consumer Price Index, to provide appropriate penalties for violations of Section 184.78, and to provide that bonds may be required to be posted prior to receipt of a banner permit. Supervisor Ma presented. ASSIGNED UNDER 30 DAY RULE to City Services Committee.
- 041351 [Contract for Electric Services]
Ordinance approving two contracts between the City and County of San Francisco and the United States, through the Department of Energy Western Area Power Administration, for electric services required to ensure reliable delivery of low cost electric power for use at Treasure Island on file with the Clerk of the Board of Supervisors in File No. 041351; and approving indemnifying and holding harmless the United States against claims arising from the activities of the City under the contract; and waiving requirement of Section 21.35 of the San Francisco Administrative Code that every contract contain a statement regarding liability of claimants for submitting false claims; and waiving requirement of Section 21.19 of the San Francisco administrative code that every contract contain a statement regarding guaranteed maximum costs. Supervisor Ma presented. RECEIVED AND ASSIGNED to City Services Committee.
- 041352 [Lease of City Property for Fair Market Value]
Ordinance establishing a Board of Supervisors' policy that City-owned property be leased for fair market value, unless a finding of public policy supports a below-market rate, and requiring all below-market rate leases to be reported to the Board of Supervisors and posted on the City's website. Supervisors Daly, Gonzalez, Peskin, Ammann presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

- 041353 [Encouraging Condominium Conversions Where Tenants Are Not Displaced]**
Ordinance amending the Subdivision Code by amending Section 1359 to delete the exception for certain two-unit buildings; and by amending Section 1399.6 to give preference in the condominium lottery to buildings where certain evictions have not taken place. Supervisor Daly presented. ASSIGNED UNDER 30 DAY RULE to Land Use Committee.
- 041356 [Back Streets Business Advisory Board]**
Ordinance adding Sections 5.260 through 5.264 of the Administrative Code, to create a Back Streets Business Advisory Board, comprised of seven voting members appointed by the Board of Supervisors, and non-voting members representing various organs of government; to require the advisory board within nine months of its initial meeting to submit a report to the Board of Supervisors on matters pertaining to Back Streets businesses; to require the Board of Supervisors or a Board committee to hold a hearing on the report; and to authorize the advisory board to submit other reports to the Board of Supervisors and to communicate with the Board of Supervisors, other governmental entities, the business community, and the public on matters pertaining to Back Streets businesses. Supervisors Maxwell, Duffy presented. RECEIVED AND ASSIGNED to Rules Committee.

Resolutions

- 041319 [Sewer Service Utility Contract]**
Resolution authorizing the San Francisco Public Utilities Commission General Manager to execute the First Amendment to the Sewer Service Utility Contract (No. 1443CX061094018) with The Presidio Trust for the purpose of extending the existing contract term by twelve (12) months through September 30, 2005. Supervisor Alioto-Pier presented. REFERRED to Finance and Audits Committee.
- 041320 [Expressing support for Bringing America Home Act (H.R. 2897)]**
Resolution urging the Congressional delegation representing San Francisco to support the passage of the Bringing America Home Act (H.R. 2897), a comprehensive bill to end homelessness that addresses issues of affordable housing, livable income, civil rights protections, and health care for all. Supervisor Daly presented. REFERRED to Rules Committee.
- 040563 [San Jose Avenue/Guerrero Street Pedestrian Safety Improvements]**
Resolution establishing various traffic and parking changes on portions of San Jose Avenue, Cesar Chavez Street, and Dolores Street. Supervisors Duffy, Ammiano presented. ASSIGNED to Land Use Committee.
- 041354 [Utility Undergrounding Task Force]**
Resolution creating a Utility Undergrounding Task Force to advise the City and County of San Francisco concerning the future of utility undergrounding in San Francisco and to complete its work by September 1, 2005. Supervisors Duffy, Maxwell, Ma, Alioto-Pier presented. RECEIVED AND ASSIGNED to Rules Committee.
- 041357 [Commending Mani Bruce Mitchell]**
Resolution commending Mani Bruce Mitchell for her trailblazing efforts to promote equality for the intersex community. Supervisors Duffy, Ammiano presented. ADOPTED.
- 041358 [Honoring On Lok's 30th Street Senior Center]**
Resolution honoring On Lok's 30th Street Senior Center for its 25 years of service. Supervisor Duffy presented. ADOPTED.
- 041359 [Western SoMa Citizens Planning Task Force]**
Resolution establishing a 22 member Western SoMa Citizens Planning Task Force. Supervisor Daly presented. RECEIVED AND ASSIGNED to Rules Committee.
- 041371 [San Francisco Night Ministries]**
Resolution congratulating the San Francisco Night Ministry upon the occasion of its 40th anniversary and further the Night Ministry for its exemplary record of compassionate care and effective service to the citizens of the City and County of San Francisco. Supervisors Ammiano, Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041372 [San Francisco Weekly Article]

Resolution urging the publisher of the San Francisco Weekly to publicly respond to community concerns regarding caricatures of the Mission District residents depicted in Dan Siegler's piece entitled "Help Take Back The Mission District" published in the September 15, 2004 edition of the San Francisco Weekly. Supervisors Ammiano, Sandoval, Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041373 [Public hearing approval for issuance and sale of multifamily housing revenue bonds by CSCDA for Martin Luther Tower, L.P.]

Resolution authorizing the issuance and sale of multifamily housing revenue bonds by the California Statewide Communities Development Authority in an aggregate principal amount not to exceed \$10,000,000 for the Project (as defined herein). Supervisor Daly presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041374 [Commending Barbara Marino]

Resolution commending Barbara Marino for her years of contribution to the City and County of San Francisco. Supervisors Maxwell, Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041375 [Urging SFSU to continue its Russian Program]

Resolution urging San Francisco State University to continue its Russian Program. Supervisor McGoldrick presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041376 [Lead Poisoning Prevention Program]

Resolution urging specified City departments to implement recommendations of the Department of Public Health set forth in the Director of Health's Report on the Comprehensive Environmental Lead Poisoning Prevention Program for The City and County of San Francisco dated December 2, 2003. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041377 [Commending Nancy Bang]

Resolution commending Nancy Bang on the occasion of her retirement. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041378 [Commending Sparky's Diner]

Resolution commending Sparky's Diner for winning a CORY, Commercial Recycler of the Year Award, for the third year in a row. Supervisor Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041379 [Commemorative Plaque Designation - Haight Street Walk of Fame]

Resolution designating the public right of way from Central Avenue to Stanyan Street along Haight Street as eligible for the installation and maintenance of commemorative plaques, pursuant to Public Works Code Sections 789.2(a). In order to honor the musicians, artists, writers and other individuals that have contributed to the musical, artistic, and cultural heritage of the Haight District and the greater San Francisco Bay Area, identifying this area as the "Haight Street Walk of Fame." Supervisor Gonzalez presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041380 [James A. Johnston Month]

Resolution declaring September 2004 as "James A. Johnston Month" in the City and County of San Francisco. Supervisor Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041381 [Declaring October 2004 to be "Domestic Violence Awareness Month"]

Resolution declaring October 2004 to be "Domestic Violence Awareness Month" in the City and County of San Francisco. Supervisor Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041383 [Accept and Expend State Grant]

Resolution authorizing the Executive Director of the Department of Parking and Traffic and the Director of the Department of Public Works to accept and expend state Transportation Development Act (TDA) Article 3 funds totaling \$630,000 for FY 2004-05 for various pedestrian and bicycle projects in the City and County of San Francisco. Supervisor Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

041360 [Sewer Service Utility Contract]

Hearing on the Sewer Service Utility Contract negotiations between PUC and the Presidio Trust regarding determination of capacity fees. Supervisor Alioto-Pier presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

041361 [June 2007 Housing Element of the General Plan]

Hearing to consider ways to structure the format and timeline of the public outreach and advisory process for the next update of the Housing Element of the General Plan that is due to be adopted in June 2007. Supervisors Alioto-Pier, Elsbernd presented. RECEIVED AND ASSIGNED to Land Use Committee.

041362 [Audit of the Public Utilities Commission]

Hearing to consider the Management Audit of the Public Utilities Commission - Clean Water Enterprise Fund. Supervisor Daly presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

041363 [Juvenile Probation Department's reduction of services to Asian Youth]

Hearing to regarding the Juvenile Probation Department's reduction of services to Asian Youth. Supervisor Daly presented. RECEIVED AND ASSIGNED to Budget Committee.

041364 [MUNI's Biodiesel Pilot Project]

Hearing on the implementation of MUNI's Biodiesel Pilot Project. Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to Land Use Committee.

041365 [Balboa Park Better Neighborhoods Plan]

Hearing to discuss the EIR and proposed work schedule for the implementation of the Balboa Park Better Neighborhoods plan as submitted by the Planning Department. Supervisor Sandoval presented. RECEIVED AND ASSIGNED to Land Use Committee.

041366 [SFPUC Capital Improvement Program]

Hearing to discuss the status of the SFPUC Capital Improvement Program and to identify potential opportunities and obstacles for moving this program forward. Supervisor Ma presented. RECEIVED AND ASSIGNED to Land Use Committee.

041367 [Kezar Stadium]

Hearing to discuss and consider the potential future uses of Kezar Stadium. Supervisor Ma presented. RECEIVED AND ASSIGNED to Land Use Committee.

041368 [Board Chamber Accessibility Retrofitting]

Hearing to review the recommendations of the Review Committee regarding retrofitting the Board Chamber to provide accessibility to the dais of the President of the Board of Supervisors. (Clerk of the Board) . RECEIVED AND ASSIGNED to Rules Committee.

Motion

041349 [Needle Exchange Emergency]

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program. Supervisors Ammiano, Daly, Peskin, McGoldrick, Maxwell, Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041382 [Supporting San Francisco Board of Supervisors/Clerk of the Board's Telecommute Pilot Project]
Motion supporting the San Francisco Board of Supervisors/Clerk of the Board's Telecommute Pilot Project. Supervisors Ma, Gonzalez, Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

PROPOSED ORDINANCES

- 041244** [Settlement of Lawsuit - Alema Hoskins, et al.]
Ordinance authorizing settlement of the lawsuit filed by Alema Hoskins, a minor, by and through her guardian, Susie McAllister and Jeanell Harris, a minor, by and through her guardian, Inell Manuel against the City and County of San Francisco for \$108,000; the lawsuit was filed on January 17, 2003 in San Francisco Superior Court, Case No 416-515; entitled Alema Hoskins, et al., v. City and County of San Francisco, et al. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.
- 041250** [Settlement of Lawsuit - Mehran Esmaili, et al.]
Ordinance authorizing settlement of the lawsuit filed by Mehran Esmaili, et al., against the City and County of San Francisco for \$49,500; the lawsuit was filed on September 23, 1999, in Santa Clara County Superior Court, Case No. 1-02-CV805070; entitled Mehran Esmaili, et al. v. City of Millbrae, et al.; other material terms of said settlement are: (1) Each party shall mutually release the other from all claims arising from the February/March 2000 landslide that forms the basis of the action; (2) Each party shall dismiss with prejudice all complaints and cross-complaints filed in the action; and (3) Each party shall bear its own legal costs and fees;. RECEIVED AND ASSIGNED to Rules Committee.
- 041342** [Settlement of Lawsuit - Apartment Investment and Management Company, aka AIMCO, et al.]
Ordinance authorizing settlement of a lawsuit filed by the City and County of San Francisco against AIMCO and seven of its corporate affiliates, filed on January 30, 2002 in San Francisco Superior Court, Case No. GCG 02-404-010, entitled City and County of San Francisco, et al., v. Apartment Investment and Management Company, aka AIMCO, et al., relating to code violations at four apartment buildings in Bayview/Hunters Point, and a cross-complaint against the City and certain individual employees filed on January 28, 2003; the settlement provides for payment to the City of a total of \$3,000,000 plus an additional contingent payment of \$500,000; \$1,000,000 of the \$3,000,000 payment from AIMCO will be dedicated to improving public safety in the area through helping establish a new Hunters Point/Bayview S.F. Boys and Girls Club with an associated Police Department Office; the settlement also provides that AIMCO has abated or will abate all notices of violation issued by the Department of Building Inspection that were the subject of the lawsuit; and approving satisfaction of DBI fees for AIMCO's proposed renovation of the Properties, through AIMCO's payment of settlement funds to the City. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

- 041098** [Accept-Expend Federal Grant]
Resolution authorizing the Department of Children, Youth and Their Families to accept and expend a grant in the amount of \$339,964 from the United States Department of Justice, Violence Against Women Office for Safe Havens. (Department of Children, Youth & Their Families) Supervisors Ma, Duffy presented. REFERRED TO DEPARTMENT.
- 041099** [Street Artist Winter Holiday Spaces]
Resolution approving temporary selling spaces in the Downtown area and at Harvey Milk Plaza for street artists certified by the Arts Commission, City and County of San Francisco, for the winter holiday season, 2004, beginning on November 15, 2004 and ending on January 15, 2005. (Arts Commission) . RECEIVED AND ASSIGNED to Land Use Committee.
- 041169** [Municipal Railway Professional Services Contract CS-123, Amendment No. 7]
Resolution authorizing the Director of Transportation to execute Amendment No. 7 to San Francisco Municipal Railway Contract No. CS-123, Professional Design and Construction Support Services for Muni Metro Third Street Light Rail Project, with WPK Third Street Consultants, for extra design work and additional construction support services, for an amount not to exceed \$1,500,000, and a total contract amount not to exceed \$11,481,206, and to extend the contract for one year. (Municipal Transportation Agency) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

Clerk to Act – September 28, 2004

From Supervisor Maxwell

To: City Attorney

Requesting/Inquiring: To draft legislation to restore parallel parking to the 1200 Block of Fitzgerald Avenue.

From: Supervisors Alioto-Pier and Elsbernd

To: Planning Department

Requesting/Inquiring: Inquiring about the department's plan for a public input process for the 2007 Housing Element Work Program and the status of any necessary additional staff to implement the proposed work program.

From: Supervisor Ma

To: City Attorney

Requesting/Inquiring: To prepare appropriate legislation(s) to address an emergency plan for the Board of Supervisors, including off-site emergency Board Meetings, which is consistent with the city's overall Disaster Plan.

In Memoriams

Timothy R. Griffith (Entire Board)

Ed Blankenheim (Supervisor Dufty)

Jack P. Smith (Supervisor Dufty)

John Coyne (Supervisor Elsbernd)

Leonard Joseph Oliver (Supervisor Elsbernd)

Mitzi Begley (Supervisors Peskin, Elsbernd)

Edward Zelinsky (Supervisors Peskin, Elsbernd)

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OCT 12 2004

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Ordinances

030667 [Domestic Partner and Family Protection Rent Ordinance]

Ordinance amending Administrative Code Chapter 37 "Residential Rent Stabilization and Arbitration Ordinance" by amending Sections 37.3 and 37.9: to prohibit rent increases in existing tenancies solely for the addition of a tenant's child, parent, grandchild, grandparent, brother or sister, or the spouse or domestic partner (as defined in Administrative Code Sections 62.1 through 62.8) of such relatives, or for the addition of the spouse or domestic partner of a tenant, even where a pre-existing rental agreement or lease specifically permits a rent increase for additional occupants, except that the landlord may petition the Rent Board for a rent increase under Section 37.8(e)(4) based on the increased cost for such an additional occupant [Section 37.3(a)(11)]; and, to prohibit evictions from rent-controlled units based solely on the addition of such occupant(s), where the landlord has unreasonably refused the tenant's written request to add such occupant(s), even where a pre-existing rental agreement or lease prohibits additional occupants, unless the total number of occupants exceeds two persons per studio rental unit, three per one-bedroom unit, four per two-bedroom unit, six per three-bedroom unit or eight per four-bedroom unit, or unless this total would exceed the number of occupants permitted under state law and/or other local codes (e.g., Planning, Housing, Fire and Building Codes) [Section 37.9(a)(2)]; and expressing the intent of the Board of Supervisors that the Rent Board Rules and Regulations regarding subletting consent procedures be substantially applied to this legislation. Supervisors Gonzalez, Daly, Peskin, Ammiano presented. ASSIGNED to Land Use Committee.

041392 [City Hiring Freeze]

Ordinance prohibiting the City from filling vacant positions funded by the General Fund except where the Mayor determines that certain exceptions apply, and setting an expiration date of November 30, 2004. Supervisor Elsbernd presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

041395 [Notification in the Voter Information Pamphlet of a candidate's adoption of voluntary expenditure ceiling]

Ordinance amending section 1.128 of the San Francisco Campaign and Governmental Conduct Code to specify the size and content of the notice in the Voter Information Pamphlet regarding whether a candidate has adopted the applicable voluntary expenditure ceiling. Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to Rules Committee.

Resolutions

041372 [San Francisco Weekly Article]

Resolution urging the publisher of the San Francisco Weekly to publicly respond to community concerns regarding caricatures of the Mission District residents depicted in Dan Siegler's piece entitled "Help Take Back The Mission District" published in the September 15, 2004 edition of the San Francisco Weekly. Supervisors Ammiano, Sandoval, Duffy presented. REFERRED to City Services Committee.

- 041391 [Approving plan for universal access to preschool]**
Resolution approving the interim plan of the San Francisco Children and Families First Commission for providing all four-year-old children in San Francisco the opportunity to attend preschool by September 2009. Supervisor Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 041393 [Showplace Square Interim Controls]**
Resolution imposing for twelve months interim zoning controls on specific lots within Showplace Square generally bounded by 7th, Bryant, Potrero and 25th Streets and within the area identified as Production Cluster on the accompanying map that would (a) consider production, distribution and repair (PDR) a principal use if PDR activities occupy 50 percent or more of the total occupied space of the property, (b) permit office, retail and housing uses subject to certain conditions, and (c) permit displacement of PDR space or demolition of an industrial building only if it is demonstrated that the building is unsound or if the new building increases the amount of PDR space; imposing the same controls as nonbinding policies on specific lots within the Showplace Square area that are identified as Design Cluster on the accompanying map, except that design PDR are strongly encouraged and the displacement of PDR space and demolition of an industrial building are particularly discouraged in the case of an historical brick building; Adopting Findings. Supervisors Maxwell, Ammiano presented. RECEIVED AND ASSIGNED to Land Use Committee.
- 041394 [Urging the Department of Environment to develop plans for a renewable hydrogen fueling station alongside other alternative fuels]**
Resolution urging the Department of the Environment to develop plans for a renewable hydrogen fueling station, alongside other possible fuels, for the implementation of a complete alternative fueling station in San Francisco and to report back to the Board within 6 months. Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to Land Use Committee.
- 041396 [Proclaiming October 14, 2004 as Bindlestiff Studio Day in San Francisco]**
Resolution proclaiming October 14, 2004 as Bindlestiff Studio Day. Supervisor Daly presented. ADOPTED.
- 041405 [Binational Health Week]**
Resolution declaring October 11 to 18, 2004 as Binational Health Week and urges the people of San Francisco County to join the people of Mexico and all Californians of Mexican origin in observing and participating Binational Health Week. Supervisor Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 041406 [Family Economic Self Sufficiency]**
Resolution adopting "Family Economic Self Sufficiency" as a goal toward which the City and County will strive to achieve and will make concerted efforts to move families out of poverty towards economic self-sufficiency through legislation initiative, budgetary planning decisions and executive policy directives. Supervisor Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 041407 [Supporting the Emergency Medical Care Initiative]**
Resolution supporting the passage of Proposition 67, the Emergency Medical Care Initiative on the 2004 November ballot. Supervisors Ammiano, Maxwell, McGoldrick, Duffy, Alioto-Pier, Daly presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 041408 [Rejecting the issuance of a conditional waiver to San Francisco Cycling, LLC]**
Resolution rejecting the conditional waiver for the cost of police services provided to San Francisco Cycling, LLC for the 2004 T-Mobile International Bike Race and for the upcoming 2005, 2006 and 2007 T-Mobile International Bike Race. Supervisor Daly presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 041409 [Honoring the Jewish Community Relations Council]**
Resolution honoring the Jewish Community Relations Council. Supervisors Duffy, Peskin, Ma, Alioto-Pier presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 041410 [Commending Debra Lehane]**
Resolution commending Debra Lehane on the occasion of her retirement. Supervisor Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 041411 [Supporting applications for the State funding of the Museum of the African Diaspora]**
Resolution urging support for the Museum of the African Diaspora by the California Cultural and Historical Endowment. Supervisors Duffy, Maxwell, Ma, Alioto-Pier presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 041412 [Commending the Golden Gate Business Association]**
Resolution commending the Golden Gate Business Association, on the occasion of their 30th anniversary. Supervisors Duffy, Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 041413 [Recognizing October 26, 2004 as the first annual Intersex Awareness Day]**
Resolution recognizing October 26, 2004 as the first annual Intersex Awareness Day. Supervisors Duffy, Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 041414 [Supporting the California Cultural and Historical Endowment grant applications of the Recreation and Park Department]**
Resolution supporting the California Cultural and Historical Endowment grant applications to the California State Library Department in order to provide for funding for Sunnyside Conservatory Renovation, Harvey Milk Performing Arts Center, 24th and York Mini Park. Supervisors Elsbernd, Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 041415 [Commending Shirley Wysinger]**
Resolution expressing appreciation to Shirley R. Wysinger for 30 years of dedicated public service on the occasion of her retirement from the Redevelopment Agency of the City and County of San Francisco. Supervisor Gonzalez presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 041416 [Angel Island Immigration Station Restoration and Preservation Act]**
Resolution urging the San Francisco Congressional delegation to support the Angel Island Immigration Station Restoration and Preservation Act. Supervisors Ma, Maxwell, Duffy, Alioto-Pier presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 041417 [Breast Cancer Awareness Month]**
Resolution declaring October 2004 to be "Breast Cancer Awareness Month" in the City and County of San Francisco. Supervisors Ma, Maxwell, Alioto-Pier, Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 041418 [San Francisco African American Historical & Cultural Society]**
Resolution recognizing and commending the San Francisco African American Historical & Cultural Society for their dedication and commitment to contributing to the development and growth of San Francisco's African American community. Supervisor Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 041419 [Honoring Raoul Wallenberg]**
Resolution proclaiming Raoul Wallenberg to be an honorary citizen of the City and County of San Francisco. Supervisors Peskin, Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 041420 [Fair Labor Contract]**
Resolution urging residential building employers to negotiate a fair contract that enables residential workers to meet the rising cost of living and maintains their access to affordable health care for themselves and their families. Supervisors Peskin, Sandoval, McGoldrick, Gonzalez, Maxwell, Daly, Ammiano, Alioto-Pier, Ma, Elsbernd, Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041421 [Supporting Bringing America Home Act (H.R. 2897)]

Resolution supporting the Bringing America Home Act (H.R. 2897), currently pending in the 108th Congress, and urging its passage by the United States Congress. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041422 [Commending Deputy City Attorney David Fernando Campos Miyares]

Resolution commending David Fernando Campos Miyares for more than five years of exemplary public service to San Francisco as a Deputy City Attorney on the Litigation Team, the Government Team and the Energy and Telecommunications Team of the City Attorney's Office, and wishing him well in his future endeavors as General Counsel for the San Francisco Unified School District. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041423 [Gift Acceptance]

Resolution accepting a gift in the amount of \$25,000 from breretonArchitects, Inc. and authorizing its expenditure to develop supportive housing for seniors. Mayor presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

041397 [City's Standards and Policies Regarding Lighting for Pedestrian Areas]

Hearing to discuss the City's standards and policies regarding lighting for pedestrian areas. The purpose of the hearing is to understand: (1) Which City agencies are currently responsible for setting standards, designing, installing, and maintaining pedestrian lighting; (2) What are the City's current standards for pedestrian lighting; (3) What progress has been made in developing the citywide street lighting plan and the street lighting standards for different types of streets that are called for in the general plan; (4) What are the current best practices among U.S. and world cities regarding street lighting, and how do these standards, practices and policies differ from San Francisco's; and, (5) What City policies exist about the integration of street lighting upgrades into major transportation projects. Supervisor Ma presented. RECEIVED AND ASSIGNED to Land Use Committee.

041398 [Department of Public Health's Response to Bayview Health Crisis]

Hearing on the Department of Public Health's response to the health crisis in the City's Bayview Point neighborhood. Supervisor Maxwell presented. RECEIVED AND ASSIGNED to City Services Committee.

041399 [City's Street Resurfacing Plan]

Hearing to discuss the status of the City's Street Resurfacing Plan. Supervisors Ma, Maxwell presented. RECEIVED AND ASSIGNED to Land Use Committee.

041400 [Coordinated Efforts to Make McLaren Park Cleaner and Safer]

Hearing to receive report on coordinated efforts by the San Francisco Police Department, the Recreation and Park Department, Department of Public Works, and other City departments on efforts to make McLaren Park cleaner and safer. Supervisor Sandoval presented. RECEIVED AND ASSIGNED to City Services Committee.

041401 [Laguna Honda Patients]

Follow up hearing on an updated presentation from the Department of Public Health on the current practice of moving psychiatric patients from San Francisco General Hospital to Laguna Honda Hospital. Supervisor Elsbernd presented. RECEIVED AND ASSIGNED to City Services Committee.

041402 [Access to Shelter Beds and Shelter Vacancy Rates]

Hearing on the fiscal impact of running shelters that have an increasing number of vacancies due to the displacement of vulnerable homeless population because of the reserving of beds for homeless people with the County Adult Assistance Program benefits package. Supervisor Daly presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

Motions

041390 [Needle Exchange Emergency]

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program. Supervisors Ammiano, Daly, Peskin, McGoldrick, Maxwell, Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041403 [Legislative Analyst Request - Public Defibrillators and Public Siting]

Motion requesting an examination of the City's current policy on siting defibrillators in public buildings and an analysis of what other cities have done on this topic. Supervisor Daly presented. ASSIGNED to Board of Supervisors.

041404 [Legislative Analyst Request - Limited Equity Conversion (File No. 032031)]

Motion requesting the Legislative Analyst to analyze the impact of the entire legislation on the City's rental housing stock, vacancy rate, and low and high income renters. The Legislative Analyst is requested to have the report ready by November 10, 2004. Supervisor Daly presented. ASSIGNED to Board of Supervisors.

PROPOSED ORDINANCES

041334 [Extending the annual condominium conversion limitation]

Ordinance amending the San Francisco Subdivision Code section 1396 to extend the annual condominium conversion limitation for two additional years until December 31, 2006, and making environmental findings. (Public Works Department) . RECEIVED AND ASSIGNED to Land Use Committee.

041335 [Designation of County Surveyor]

Ordinance amending Administrative Code Section 2A.190 and Subdivision Code Section 1307 to designate and distinguish the official titles and duties of City Engineer and County Surveyor and amending Subdivision Code Sections 1310, 1311, 1320, 1324 through 1329, 1340, 1355, 1360 through 1364, and 1397 to reassign responsibilities from the City Engineer to the County Surveyor. (Public Works Department) . ASSIGNED UNDER 30 DAY RULE to Rules Committee.

041336 [Police alarm ordinance; technical changes to billing and remittance requirements for alarm companies; limiting license fee increases to \$5 increments]

Ordinance amending the San Francisco Police Code, by amending Sections 3710.1, 3710.2, 3710.4, and 3720, to: require that alarm companies remit fees collected from customers in a single monthly check; move the billing date for license fees, beginning in 2005, from December 1 to November 1; clarify that the billing and remittance requirements of the Article only apply to those alarm monitoring companies having a direct contractual relationship with the alarm user; clarify that alarm companies shall only be held responsible for the unpaid license fees of their customers where the company has failed to take reasonable steps to collect the fees, and provide a minimum threshold of what constitutes "reasonable steps"; and, limit license fee increases to five-dollar increments. (Emergency Communications Department) . ASSIGNED UNDER 30 DAY RULE to City Services Committee.

041340 [Settlement of Lawsuits - Kevin B. Williams]

Ordinance authorizing settlement of the following lawsuits filed by Kevin B. Williams against the City and County of San Francisco: (1) lawsuit filed on or about December 2000 in United States District Court for the Northern District of California, Case No. C00-4728 SI, entitled Kevin Williams v. City and County of San Francisco, et al.; (2) lawsuit filed on or about December 2003 in San Francisco Superior Court, Case No. 503990, entitled Kevin Williams v. City and County of San Francisco; (3) lawsuit filed on or about September 2002 in San Francisco Superior Court, Case No. 411914; entitled Kevin Williams, on behalf of the City and County of San Francisco and himself v. Tutor Saliba, Inc., et al.; material terms of the settlement are that plaintiff dismisses all lawsuits with prejudice, that plaintiff resigns from City employment and forgoes future City employment, that City pays to plaintiff the amount of \$120,000, of which approximately \$71,243.68 is intended to make up a retirement account shortfall, and that Federal Magistrate Judge is to decide amount of attorneys' fees and costs, based on motion by plaintiff's attorneys, in an amount not to exceed \$280,000. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

041337 [Accept-Expend Federal/State Pass Through Grant]

Resolution authorizing the Department of Public Library to accept and expend a grant in the amount of \$4,257 from the California State Library as part of the Federal Library Services and Technology Act (LSTA) for reimbursing tuition expenses of library employees pursuing a degree or certificate in library science at an institution of higher education. (Public Library) Supervisor Duffy presented. REFERRED TO DEPARTMENT.

041341 [Accept-Expend Federal Grant]

Resolution authorizing the Department of Child Support Services to accept and expend a grant in the amount of \$200,000 from the U.S. Department of Health and Human Services Office of Child Support Enforcement for the Enhanced Parent Involvement Collaboration. (Child Support Services) Supervisor Elsbernd presented. REFERRED TO DEPARTMENT.

Clerk to Act – October 5, 2004

Board Minutes for September 14, 2004 approved.

From: Supervisor Daly

To: City Attorney

Requesting/Inquiring: To draft legislation creating a "Parking Benefits District" which would earmark revenue collected from 150 new meters to be added along the Geary corridor to be used for improved services and amenities for that neighborhood.

From: Supervisor Elsbernd

To: Police Commissioner Peter Keane

Requesting/Inquiring:

1. Could you please clarify your comments about the Thurgood Marshall incident? What did you say exactly? What did you intend to say?
2. What role do you believe a Commissioner should play in producing a respectful dialogue between the Police Department and the community?
3. What specific plans do you have for the remainder of your term to improve this dialogue?

From: Supervisor Ma

To: Recreation and Park Department

Requesting/Inquiring: To explore the possibility of acquiring open space in Supervisorial District 4.

From: Supervisor Sandoval

To: Department of Telecommunications and Information Services

Requesting/Inquiring: Inquiring about the feasibility of installing emergency call boxes on Mansell Road in McLaren Park.

Also requesting the Clerk of the Board of Supervisors to send a copy of this inquiry to:

Lewis Loeven

Director

Department of Telecommunications and Information Services

875 Stevenson Street, 5th Floor

San Francisco, CA 94103-0948

Jack Donohoe

Department of Telecommunications and Information Services

875 Stevenson Street, 5th Floor

San Francisco, CA 94103-0948

Yomi Agunbiade

Acting General Manager

Recreation and Park Department

McLaren Lodge

501 Stanyan Street

San Francisco, CA 94117

Captain Paul Chignell
San Francisco Police Department
Ingleside Station
1 Sgt. John Young Lane
San Francisco, CA 94124

From: Supervisor Sandoval
To: Recreation and Park Department
San Francisco Police Department
Department of Public Works

Requesting/Inquiring: To report on the coordinated efforts to make McLaren Park cleaner and safer on an upcoming City Services Committee meeting. (File No. 041400)

Also, requesting the Clerk of the Board of Supervisors to send a copy of this inquiry to:

Yomi Agenbiade
Acting General Manager
Recreation and Park Department
McLaren Lodge
501 Stanyan Street
San Francisco, CA 94117

Captain Paul Chigell
San Francisco Police Department
Ingleside Station
1 Sgt. John Young Lane
San Francisco, CA 94124

Ed Lee
Director
Department of Public Works
1 Dr. Carlton B. Goodlett Place
City Hall, Room 348
San Francisco, CA 94102

Mohammed Nuru
Department of Public Works
1 Dr. Carlton B. Goodlett Place
City Hall, Room 348
San Francisco, CA 94102

In Memoriams

Maxina Nicole Danner (Supervisor Dufty)
Robert A. Kenealey (Supervisor Dufty)

BOARD of SUPERVISORS



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≡ Legislation Introduced
Including All Off-Calendar Items
October 19, 2004

OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

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Ordinances

041449 [Establishing a Shelter Monitoring Committee]

Ordinance adding Article XII to Article 20 of the San Francisco Administrative Code to establish a Shelter Monitoring Committee to monitor and report on emergency homeless shelters funded in whole or in part by the City. Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to Rules Committee.

041450 [Commodities or services purchased with federal grant funds for the enhancement of homeland security]

Ordinance amending San Francisco Administrative Code Section 21.5 to allow the Purchaser to develop regulations for the purchase of commodities or services using federal grant funds for the enhancement of homeland security where the purchase does not exceed \$100,000. Supervisor Ma presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

041456 [Contribution Limits for Contractors Doing Business with the Unified School District and Community College District]

Ordinance amending section 1.126 of the Campaign and Governmental Conduct Code to extend the contractor contribution limits imposed by that section to contractors doing business with the San Francisco Unified School District and the San Francisco Community College District. Supervisors Gonzalez, Alioto-Pier presented. RECEIVED AND ASSIGNED to Rules Committee.

041458 [Small Business Tax Relief Act]

Ordinance amending the San Francisco Business and Tax Regulations Code by adding a new Chapter 21 to give tax relief to small business enterprises. Supervisors Elsbernd, Alioto-Pier, Dufty, Ma, Maxwell, Peskin presented. ASSIGNED UNDER 30 DAY RULE to Finance and Audits Committee.

041459 [Alternative Bid Process for Construction Trade Packages for the Construction of the California Academy of Sciences Facility]

Ordinance authorizing the Recreation and Park Commission to implement an alternative bid process for construction trade packages for the construction of the California Academy of Sciences Facility. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Land Use Committee.

041461 [S.F. Zoo-Keeping Elephants Prohibited]

Ordinance adding Section 5.09 to the Park Code to prohibit the keeping of elephants at the San Francisco Zoo by any City department or contractor. Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to City Services Committee.

- 041462 [Tour buses prohibited on Mason Street between Bay Street and Columbus Avenue]**
Ordinance adding Police Code Section 1183.33 to prohibit the driving of tour buses on Mason Street between Bay Street and Columbus Avenue. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Land Use Committee.
- 041463 [Animal Care & Control - Investigation of complaints at San Francisco Zoo]**
Ordinance amending S. F. Health Code Sec. 41.4 to authorize the Animal Care and Control Department to investigate complaints regarding animal care at the San Francisco Zoo and to work with the Recreation and Park Department and the Director of the Zoo to remedy any deficiencies in animal care. Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to City Services Committee.
- 041465 [Residential Permit Parking Exemption - Itinerant Teachers]**
Ordinance authorizing the Department of Parking and Traffic to issue city-wide permits to exempt San Francisco Unified School District itinerant teachers and designated school administrators from Residential Permit Parking regulations. Supervisors Ammiano, Duffy presented. RECEIVED AND ASSIGNED to Land Use Committee.
- 041466 [Extending the Yerba Buena Center Redevelopment Plan by One Year]**
Ordinance amending the Yerba Buena Center Redevelopment Plan to extend by one year the time limit on the effectiveness of the Yerba Buena Center Redevelopment Plan and the time limit to receive property taxes and repay indebtedness pursuant to Senate Bill 1045. Supervisor Daly presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.
- 041467 [Extending Redevelopment Agency's Times for Incurring and Repaying Debt for Affordable Housing Development]**
Ordinance approving, for the redevelopment plans listed below, the extension of existing time limits in each plan for establishment of loans, advances and indebtedness and for repayment of indebtedness for the exclusive purpose of financing Low and Moderate Income Housing Fund activities: (1) the Embarcadero-Lower Market (Golden Gateway) Redevelopment Plan, (2) the Hunters Point Redevelopment Plan, (3) the India Basin Industrial Park Redevelopment Plan. Supervisor Daly presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

Resolutions

- 041455 [MOU between the San Francisco Police Department and the San Francisco Housing Authority for additional police services]**
Resolution retroactively approving the Memorandum of Understanding between the San Francisco Police Department and the San Francisco Housing Authority for additional police services in designated Housing Authority Developments. Supervisor Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 041457 [Accept and Expend Federal Funds - Fiscal Year 2004 Lead Hazard Control Grant Program]**
Resolution authorizing the Mayor of the City and County of San Francisco to accept and expend a grant from the U.S. Department of Housing and Urban Development for lead-based paint hazard reduction in a total amount not to exceed \$3,000,000. Supervisor Ammiano presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.
- 041460 [Tabulating ranked choice votes for the November 2nd, 2004 Election]**
Resolution directing the Department of Elections and urging the Elections Commission to release timely and substantial ranked choice ballot information. Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to Rules Committee.
- 041464 [Grattan Park]**
Resolution urging the Recreation and Park Department to designate Grattan Park as a 'Mixed Use' park, creating an area for a dog run which will not interfere with soccer games and posting signs that will designate boundaries for both uses. Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to City Services Committee.
- 041474 [Andrew Greene Day]**
Resolution declaring October 29th, 2004 as Andrew Greene Day in the City and County of San Francisco. Supervisor Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041475 [First in Solar Week]

Resolution declaring October 18 –22, 2004 as “San Francisco – First in Solar Week” in the City and County of San Francisco. Supervisors Ammiano, Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041476 [Commending PlanetOut, Inc.]

Resolution commending PlanetOut, Inc. for persevering through financial hardship to complete an IPO, and to continue to serve, entertain, and support the gay, lesbian, bisexual and transgender communities while facing these hardships, and for overcoming adversity to forge a hopeful future for members of the community as well as its subscribers. Supervisors Dufty, Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041477 [Hotel Worker Lockout]

Resolution urging the San Francisco Hotels Multi-Employer Group to end the lockout of over 4,000 workers and urging the San Francisco Convention and Visitor's Bureau to notify all visitors of non-cooperation on the part of the San Francisco Hotels Multi-Employer Group and of their refusal to allow workers to return to their jobs. Supervisor Gonzalez presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041478 [Filipino American History Month]

Resolution declaring October 2004 as “Filipino American History Month” in the City and County of San Francisco. Supervisors Ma, Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041479 [Accept-Expend Federal/State Pass Through Grant]

Resolution authorizing the Department of Public Library to accept and expend a grant in the amount of \$100,000 from the California State Library as part of the Federal Library Services and Technology Act (LSTA) for purchasing materials that help meet the needs of Chinese and Russian immigrants in San Francisco. Supervisors Ma, Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041481 [STOP sign - Filbert Street Westbound at Powell Street]

Resolution designating the intersection of Filbert Street at Powell Street as a “STOP” intersection. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041482 [Urging the United States Congress to pass and President George W. Bush to sign into law the Filipino Veterans Bills H.R. 677 and S. 88]

Resolution urging United States Congress to pass and President George W. Bush to sign into law the Filipino Veterans Bills H.R. 677 and S. 88. Supervisor Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

041446 [Hearing - Hotel Worker Lockout]

Hearing to consider the impact of the lockout of hotel employees by the San Francisco Hotels Multi-Employer Group and possible measures the City can take to ameliorate the situation. (Clerk of the Board) . ASSIGNED to Board of Supervisors.

041468 [Department of the Environment's Environmental Justice Program]

Hearing on the Department of the Environment's Environmental Justice Program to focus on: (a) Objectives and work program; (b) Plans to secure funding and staffing into the future; and (c) Proposal to expend remaining funds in the Environmental Justice Grant Program. Supervisor Maxwell presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

041469 [Water Delivery System in the Event of an Earthquake]

Hearing to review and discuss the delivery system of our water in the event of an earthquake. Supervisors Ma, Dufty presented. RECEIVED AND ASSIGNED to City Services Committee.

041470 [Services to Families with Children Exposed to Violence.]

Hearing to review and discuss San Francisco's strategy for improving systems, developing policy, and delivering coordinated services to families with children exposed to violence. Supervisor Ma presented. RECEIVED AND ASSIGNED to City Services Committee.

041471 [Fiscal Impact of the Closure of Episcopal Sanctuary]

Hearing regarding the closure of Episcopal Sanctuary. Supervisor Daly presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

041472 [Police Drug Raid of Mission District Family]

Hearing on the results of the investigation by both the San Francisco Police Department and the Office of Citizens Complaints regarding the recent case of police drug raid of Mission District family, which later turned out to be a case of mistaken identity. Supervisor Ammiano presented. RECEIVED AND ASSIGNED to City Services Committee.

Motions

041447 [Hotel Worker Lockout - October 22, 2004 Committee of the Whole]

Motion for the Board of Supervisors to convene as a Committee of the Whole on October 22, 2004 at 10:00 a.m. to consider the impact of the lockout of hotel employees by the San Francisco Hotels Multi-Employer Group and possible measures the City can take to ameliorate the situation. Supervisor Gonzalez presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041448 [Legislative Analyst Request - Neighborhood Theaters]

Motion requesting the Legislative Analyst to draft a report describing efforts undertaken and being considered by the City to address the issue of loss of neighborhood theaters. Please complete a draft of this report for introduction and adoption by the Board of Supervisors by November 9, 2004. This report is required under state law to be completed by the Board of Supervisors ten (10) days prior to the expiration of any temporary moratorium imposed by the City, such as that recently passed by the Board of Supervisors as an Urgency Ordinance and signed by the Mayor on October 14, 2004. The report, therefore, must be adopted by November 19. In order for the Board to adopt the report on November 16, it must be introduced at a previous Board meeting, the closest one being November 2, 2004. Supervisor McGoldrick presented. ASSIGNED to Board of Supervisors.

041473 [Legislative Analyst Request - San Francisco's Graffiti Laws and Enforcement Practices]

Motion requesting the Legislative Analyst to prepare a brief report comparing San Francisco's graffiti laws and enforcement practices to those in Chicago, New York City, Los Angeles, and Boston. Supervisor Elsbernd presented. ASSIGNED to Board of Supervisors.

PROPOSED ORDINANCES

041388 [Settlement of Lawsuit]

Ordinance authorizing settlement of the lawsuit filed by the City and County of San Francisco against Turlock Irrigation District for Declaratory and Injunctive Relief to Validate Termination of Long-Term Power Sales Agreement; the City and County of San Francisco filed the lawsuit on August 13, 2001 in San Francisco Superior Court (San Francisco Superior Court Case No. 323717). (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

041427 [Settlement of Lawsuit]

Ordinance authorizing settlement of claims made by James Armstrong in a multi-party action against the City and County of San Francisco for \$50,000.00, placement in Step 3 of current 5173 classification, and payment of the difference between the Step 3 pay rate and the pay rate actually received by James Armstrong retroactive to April 26, 2003; the lawsuit was filed on July 9, 2001 in United States District Court, Northern District, Case No. C01-2611; entitled Armstrong, et al., v. City and County of San Francisco, et al. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

041338 [Settlement of Claim - Shon Escamillo]

Resolution Approving the settlement of unlitigated claim of Shon Escamillo against San Francisco for \$29,000; claims was filed on June 24, 2003. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

041339 [Settlement of Claim - Narvette Lewis Deshay]

Resolution approving the settlement of the unlitigated claim filed by Narvette Lewis Deshay against San Francisco for \$100,000; claim was filed on October 20, 2003. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

041344 [Develop and implement an automated immunization and reminder system in San Francisco, as part of a statewide system]

Resolution authorizing the San Francisco Department of Public Health (SFPDH) to accept retroactively and expend grant funds in the amount of \$31,686 from the California Department of Health Services (CDHS) to enable San Francisco to participate in an automated statewide immunization information system and to enter into an agreement for the use of these funds; for the period of July 1, 2004, to June 30, 2005. (Public Health Department) Supervisor Duffy presented. REFERRED TO DEPARTMENT.

041345 [Expand treatment capacity for homeless addicts in San Francisco through residential treatment and service coordination and add two positions]

Resolution authorizing the San Francisco Department of Public Health (SFPDH) to accept and expend retroactively a grant in the amount of \$499,999 for the third year of a three year grant from the Substance Abuse and Mental Health Services Administration (SAMHSA) for the homeless addict vocational and educational network (HAVEN), to enter into an agreement for the use of these funds, and to add two new positions not included in the original grant; for the period of September 30, 2004 to September 29, 2005. (Public Health Department) Supervisor Duffy presented. REFERRED TO DEPARTMENT.

041346 [State grant to expand homeless services to the mentally ill]

Resolution authorizing the San Francisco Department of Public Health, Community Behavioral Health Services (SFPDH, CBHS) to accept retroactively and expend a grant in the amount of \$423,964 from the California Department of Mental Health (CDMH) to expand homeless services to the mentally ill; for the period of July 1, 2004, to June 30, 2005. Supervisor Duffy presented. REFERRED TO DEPARTMENT.

041369 [FY 2004-05 California Constitution Appropriations Limit]

Resolution establishing the appropriations limit for Fiscal Year 2004-05 pursuant to California Constitution Article XIII B. (Controller) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

041385 [Street Encroachment at 199 Geary Street - Security Pacific Place]

Resolution granting revocable permission to CHH Realty, Inc. c/o Neiman Marcus to occupy a portion of the public right-of-way located on Security Pacific Place, off O'Farrell Street between Stockton Street and Grant Avenue, to construct and maintain a service ramp/driveway, to access and connect to a loading dock at the rear frontage of the Neiman Marcus store at 199 Geary Street (Block 0313, Lot 018) and making findings of consistency with the priority policies of Planning Code Section 101.1. (Public Works Department) . RECEIVED AND ASSIGNED to Land Use Committee.

041386 [Encroachment Permit Fiber Optic lines along Spear Street for The Gap]

Resolution granting revocable permission to The Gap to occupy a portion of the public right-of-way to construct, install and maintain new conduits, manholes and fiber optic lines on Spear Street to interconnect buildings at #2 Folsom Street (Block 3741, Lot 035), 345 Spear Street (Block 3744, Lot 003) and #1 Harrison Street (Block 3769, Lot 002A); assessing an annual rental cost for said the encroachment; and making findings of consistency with the General Plan and priority policies of Planning Code Section 101.1. (Public Works Department) . RECEIVED AND ASSIGNED to Land Use Committee.

041389 [STOP Intersections]

Resolution designating certain intersections as "STOP" intersections.

STOP SIGNS - ESTABLISH

Baker and Broadway, making this intersection an All-Way STOP;

19th and York Streets, stopping 19th Street at York Street, making this intersection an All-Way STOP;

Douglass and Jersey Streets, stopping Jersey Street at Douglass Street, stopping the stem of this uncontrolled T-intersection;

24th Street at Treat Avenue, stopping 24th Street at Treat Avenue, making this intersection an All-Way STOP; and

17th Avenue and Moraga Street, stopping 17th Avenue at Moraga Street, making this intersection an All-Way STOP. (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Land Use Committee.

041424 [Traffic Regulations]

Resolution enacting and rescinding traffic regulations on various streets.

ONE-WAY STREET - ESTABLISH

16th Avenue, northbound, between Rivera and Santiago Streets. (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Land Use Committee.

041425 [Parking Regulations]

Resolution enacting and rescinding parking regulations at various locations.

RESIDENTIAL PERMIT PARKING AREA "H" (2-HOUR TIME LIMIT, 8 AM - 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH

21st Avenue, both sides, between Ocean Avenue and Sloat Boulevard (2900 block); and
Sloat Boulevard, south side, between 20th and 21st Avenues (400 block).

RESIDENTIAL PERMIT PARKING AREA "Z" (2-HOUR TIME LIMIT, 8 AM - 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH

21st Street, both sides, between Dolores and Guerrero Streets (3400 block).

RESIDENTIAL PERMIT PARKING AREA "U" (2--HOUR TIME LIMIT, 8 AM - 10 PM, EVERYDAY) - ESTABLISH

248-254 Ritch Street, west side, between Brannan and Bryant Streets (adds even addresses only, no permit parking signs will be posted on this block).

PARKING METER AREA NO. 3 (9 AM – 6PM, MONDAY THROUGH SATURDAY) - ESTABLISH

Bacon Street, north side, from San Bruno Avenue to 135 feet easterly.

TOW-AWAY, NO STOPPING ANYTIME - RESCIND

Bacon Street, north side, from 125 to 135 feet east of San Bruno Avenue.

UNMETERED MOTORCYCLE PARKING - ESTABLISH

Plum Street, north side, from Mission Street to 31 feet easterly (31-foot zone, accommodating 5 motorcycle parking spaces). (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Land Use Committee.

041428 [Agreement to sell real property related to the former Central Freeway parcels located on Elm Street near Gough Street]

Resolution approving and authorizing agreement for the sale by the City, at fair market value, of certain real property known generally as a portion of Lot 23, Assessor's Block 761 to the San Francisco Federal Credit Union; adopting findings pursuant to the California Environmental Quality Act; adopting findings that the conveyance is consistent with the City's general plan and eight priority policies of City Planning Code Section 101.1; and authorizing the Director of Property to execute documents and take certain actions in furtherance of this resolution. (Real Estate Department) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

041434 [Report of assessment costs for sidewalk and curb repairs]

Resolution approving report of assessment costs submitted by the Director of Public Works for sidewalk and curb repairs ordered to be performed by said Director pursuant to Sections 707 and 707.1 of the Public Works Code, the costs thereof having been paid for out of a revolving fund. (Public Works Department) . ASSIGNED to Board of Supervisors.

Clerk to Act – October 19, 2004

Board Minutes for September 21, 2004 and September 28, 2004 approved.

From: Supervisor Ammiano

To: Chief of Police

To: Director, Office of Citizen Complaints

Requesting/Inquiring: To notify the Chief of Police and the Director of Office of Citizen Complaints to consider the recent case of a police drug raid on a Mission District family, which later turned out to be a case of mistaken identity; and that a committee hearing will be called in the near future.

From: Supervisor Elsbernd

To: Director, Department of Parking and Traffic

Requesting/Inquiring: To report on the feasibility of installing stop signs at the intersection of Juanita and Rex and Juanita and Del Sur.

In Memoriams

Izora Armstead (Supervisors Duffy, Ammiano)

Jilma Serina (Supervisor Duffy)

Joseph Rodrigues Bisho Jr. "Rod" (Supervisor Elsbernd)

Kenneth Sullivan (Supervisor Elsbernd)

BOARD of SUPERVISORS



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≡ Legislation Introduced
Including All Off-Calendar Items
October 26, 2004

OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

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Ordinances

041487 [Mayor's Office on Disability]

Ordinance amending the San Francisco Administrative Code by amending the title to Chapter 2A, Article 1 to add the Department of Administrative Services and by adding a new Section 2A.22 to Chapter 2A, Article 1 to create the Mayor's Office on Disability and place it within the Department of Administrative Services and empower the Mayor's Office on Disability to issue, subject to approval by ordinance of the Board of Supervisors, policies and procedures with respect to compliance with the Americans with Disabilities Act (Public Law 101-336) and other disability rights laws and disability access regulations and codes. Supervisor Alioto-Pier presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

041488 [Regulating Computer Rental Businesses]

Ordinance adding Article 10.2 to the San Francisco Police Code, regulating businesses that rent computer time to patrons by prohibiting minors from using game controllers or renting computer time for purposes of gaming during certain times, requiring supervision, prohibiting loitering, regulating waiting lists, posting hours of operation, and providing for a penalty. Supervisor Ma presented. ASSIGNED UNDER 30 DAY RULE to City Services Committee.

041492 [Appropriate funding from the General Reserve to increase available funding in the Department of Public Health for self-help services to the homeless]

Ordinance appropriating \$567,000 from the General Fund Reserve to fund peer based self-help services for chronically homeless people in the Tenderloin for the Department of Public Health for fiscal year 2004-2005. Supervisor Daly presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

041494 [Humane Treatment of all Companion Dogs]

Ordinance amending the San Francisco Health Code by amending sections 41.12 and 41.13 to insure the humane treatment of all companion dogs including sentry and guard dogs throughout the City and County of San Francisco by instituting shelter, water, feeding and confinement standards. Supervisor Duffy presented. RECEIVED AND ASSIGNED to City Services Committee.

041495 [Ordinance enhancing emergency general assistance for temporarily unemployed hospitality and tourist industry workers]

Ordinance amending sections 20.56.10, 20.57, 20.58.2, & 20.59 of the San Francisco Administrative Code to do the following: enhance emergency general assistance (GA) benefits for hospitality and tourist industry workers temporarily unemployed from their position of employment during October 1, 2004-June 1, 2005 and to create a baseline aid amount of \$400 per month for this group, among other things; allow specified group to retain \$2,000 in a savings account and to possess a vehicle with cash value of \$10,000 or less without affecting GA eligibility requirements; allow dependent children of covered group to be otherwise eligible for GA; allow the Executive Director of the Department of Human Services to exempt employment and other requirements for this group and to pass regulations implementing this ordinance, consistent with this Article. Supervisor Daly presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

Resolutions

041491 [Multifamily Housing Revenue Bonds]

Resolution authorizing the issuance and delivery of multifamily housing revenue bonds (as defined herein) in an aggregate principal amount not to exceed \$19,200,000 for the purpose of providing financing for a multifamily rental housing project; approving the form of and authorizing the execution of an indenture providing the terms and conditions of the bonds; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the form of and authorizing the execution of a loan agreement; ratifying and approving any action heretofore taken in connection with the bonds and the project; granting general authority to city officials to take actions necessary to implement this resolution; and related matters. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041498 [Accept-Expend Grant funds for the 16th Street Pavement/Valencia Street Pavement Renovation Projects]

Resolution authorizing the Director of the Department of Public Works to accept and expend federal Surfacing Transportation Program funds totaling \$5,346,000 for the 16th Street Pavement Renovation Project and the Valencia Street Pavement Renovation Project. Supervisors Ammiano, Dufty, Daly presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041499 [Commending St. Anne's Church on its 100th Birthday]

Resolution commending St. Anne's Church on its 100th Birthday. Supervisors Elsbernd, Gonzalez, Ma, McGoldrick presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041500 [Accept-Expend Federal Grant]

Resolution authorizing the Mayor's Office of Criminal Justice (MOCJ) to retroactively accept and expend a grant in the amount of \$742,108 from the U.S. Department of Justice (DOJ), Office of Community Oriented Policing Services (COPS Office) for the purpose of restructuring the existing JUSTIS architecture strategy and upgrading infrastructure components utilized for citywide criminal justice processes, that will provide criminal justice criminal justice agencies and the public, with varying degrees of criminal justice information. Supervisor Alioto-Pier presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041501 [Accept-Expend Federal Grant]

Resolution authorizing the Mayor's Office of Criminal Justice (MOCJ) to retroactively accept and expend a grant in the amount of \$599,102 from the Office of Justice Programs (OJP), Office of Violence Against Women (OVW) for the purpose of encouraging policies that treat domestic violence and sexual assault as serious violations of criminal law. Supervisor Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041502 [End Racial Profiling Act of 2004]

Resolution urging the San Francisco Congressional delegation to support H.R. 3847, prohibiting racial profiling. Supervisor Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041503 [Raise Reward to \$50,000 for Tari Ramirez]

Resolution urging the Mayor to build a citywide response to end domestic violence by raising the reward for apprehending Tari Ramirez from \$35,000 to \$50,000. Supervisor Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041504 [Commending the California Lawyers for the Arts]

Resolution commending the 30th Anniversary of the California Lawyers for the Arts. Supervisor Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041506 [Commending Monroe Elementary School]

Resolution commending Monroe Elementary School for winning the San Francisco Beautiful 2004 Beautification Award. Supervisor Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041507 [United Nations Millennium Development Goals]

Resolution Supporting the United Nations Millennium Development Goals. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041508 [Plan and community engagement for a possible co-located Eureka Valley Harvey Milk Memorial Branch Library and Museum and Archives of the GLBT Historical Society]

Resolution encouraging development of a plan and community engagement for a possible co-located Eureka Valley Harvey Milk Memorial Branch Library and Museum and Archives of the Gay, Lesbian, Bisexual, Transgender (GLBT) Historical Society. Supervisors Dufty, Ammiano, Maxwell, Ma, Alioto-Pier, Gonzalez, Daly presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041509 [Zoning - Extension of Planning Commission Review Period]

Resolution extending the prescribed time within which the Planning Commission may render its decision on a proposed ordinance to amend the Planning Code to prohibit formula retail uses in the North Beach Neighborhood Commercial District. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests For Hearing

041490 [Permits for the Nike 26.2 Run]

Hearing on the approval of permits for the Nike event. Among the questions to be answered in this hearing are: (1) How the approvals occurred; (2) What conditions were imposed on the permits; (3) Whether Nike complied with any conditions imposed; (4) How the route for the race was chose; and, (5) Why there was little to no notice of the event given to neighbors and to Supervisor McGoldrick. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Land Use Committee.

041493 [Department of Public Health Reserve Funds]

Hearing to review the Department of Public Health request for release of reserve funds in the amount of \$521,644.00. Supervisor Sandoval presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

041496 [Golden Gate Park Concourse Garage Projects]

Hearing regarding design, financing, and construction of each of the Golden Gate Park Concourse Garage Projects along with full disclosure of the complex financing arrangements of the long-range repayment plan. Supervisor Daly presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

041497 [Golden Gate Park Concourse Authority's proposed plans for Martin Luther King Dr. Drive]

Hearing regarding Golden Gate Park Concourse Authority's proposed plans for Martin Luther King Dr. Drive. Supervisor Ammiano presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

Motions

041505 [Setting the policy of the Board to hold meetings in each district]

Motion setting the policy of the Board to convene one meeting in each of the eleven districts per month, annually. Supervisor Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041485 [Needle Exchange Emergency]

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program. Supervisors Ammiano, Daly, Peskin, McGoldrick, Maxwell, Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041486 [Emergency Declaration Concurrence - Influenza Vaccine]

Motion concurring in the October 12, 2004 Declaration of the Existence of a Local Emergency for Limited Purposes by the Mayor, and in the actions taken to meet the emergency. Mayor presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

PROPOSED ORDINANCES

041437 [Partial Settlement of Lawsuit - Eugene Kalinin, et al.]

Ordinance authorizing partial settlement of the lawsuit filed by Tim Anderson, Alexandria Brunner-Jones, Rolando Canales, Davin Cole, Brian Devlin, Edward Allen Ellstad, Eugene Kalinin, Daniel Manning, Sonia Mariona, William Morales, Brian J. Perry and Jack Z. Wronski against the City and County of San Francisco for \$240,000; the lawsuit was filed on November 5, 2003, in the United States District Court, Northern District of California, Case No. C-03-4928 MHP, entitled Eugene Kalinin, et al., v. City and County of San Francisco, et al; the partial settlement resolves certain claims in the lawsuit brought by plaintiffs Alexandria Brunner-Jones, Rolando Canales, Davin Cole, Brian Devlin, Eugene Kalinin, Daniel Manning and Sonia Marion; all plaintiffs have additional claims remaining in the lawsuit. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

041430 [Emergency Repairs]

Resolution authorizing expenditure of funds for emergency repairs of Early Intake at an estimated cost of \$4,700,000. (Public Utilities Commission) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

041451 [Airport Concession Lease No. 03-0195]

Resolution approving the termination of Domestic Terminal Food and Beverage Program Lease No. 03-0195 between Susie Lee Tong Enterprises, Inc., and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

041452 [Airport Concession Lease - "F" Newsstand]

Resolution approving the Boarding Area "F" Newsstand Lease between Soto & Sanchez Investments, Inc., and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

041453 [Airport Concession Lease - Terminal 3 Newsstands]

Resolution approving the Terminal 3 Newsstands Lease - A Disadvantaged Business Enterprise Set-Aside between Soto & Sanchez Investments, Inc., and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

041454 [Accept-Expend Federal Grant - SmartCatch Project]

Resolution authorizing the Airport Commission to accept and expend a grant in the amount of \$518,266.00 from the Transportation Security Administration to develop, test, and apply real-time automated video surveillance technologies. (Airport Commission) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

Requests Granted

From: Supervisor Ammiano
To: Director, Department of Public Works
Requesting/Inquiring: Inquiring what plans the Department has to mitigate the recent flooding of City streets.

From: Supervisor Sandoval
To: City Attorney
Requesting/Inquiring: To draft legislation to merge the Bureau of Street and Sewer Repair of the Department of the Public Works into the Water Department of the Public Utilities Commission.

From: Supervisor Elsbernd
To: Director, Department of Parking and Traffic
Requesting/Inquiring: To investigate the feasibility of distributing guest parking permits upon approval of residential parking permit applications in neighborhoods throughout the City. The practice was recently undertaken in the Presidio.

In Memoriams

Nolan Frank (Supervisor Gonzalez)
Chester McDuffy (Supervisor Maxwell)
Vera Mae Blue (Supervisor Maxwell)
Fong Yu Choy (Supervisor Peskin)
Richard Cedric Marshall (Supervisor Peskin)

BOARD of SUPERVISORS



City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Tel. No. 554-5184
TDD No. 554-5227

**≡ Legislation Introduced
Including All Off-Calendar Items
November 2, 2004**

OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

DOCUMENTS DEPT.

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Ordinances

041535 [General Plan Amendments Concerning Hunters Point Shipyard Redevelopment Plan]

Ordinance amending the San Francisco General Plan to make the General Plan consistent with the Hunters Point Shipyard Redevelopment Plan, and making various findings, including environmental findings and findings of consistency with the General Plan and Planning Code Section 101.1. Mayor, Supervisor Maxwell presented. RECEIVED AND ASSIGNED to Land Use Committee.

041536 [Creating a graduated code compliance plan for non-residential buildings at naval bases transferred to the City, the Redevelopment Agency, or the Treasure Island Development Authority]

Ordinance amending the Building Code to add Section 3409 to provide that building and structures located on the Naval Station Treasure Island (including Yerba Buena Island) and Hunters Point Naval Shipyard may comply with the requirements of the Building Code in a graduated manner over a period not to exceed seven years provided that: the buildings or structures were in existence at the time the bases were selected for closure, the Director of the Department of Building Inspection and the Fire Marshal determine that the buildings or structures are safe for their intended use and occupancy, the buildings or structures have been leased or transferred by the Federal Government to the City, the Redevelopment Agency, or the Treasure Island Development Authority, and the buildings or structures meet the code compliance inspection and graduated compliance plan requirements specified, to authorize the Department of Building Inspection and the Fire Department to charge the Redevelopment Agency or the City fees for time and materials expended in responding to requests for inspection and performing other tasks associated with the graduated compliance plan program, and to provide that this Section shall not go into effect until the graduated compliance plan has been filed with the California Building Standards Commission and shall remain in effect until January 1, 2007 or until seven years after the lease or transfer of buildings or structures subject to this Section, as long as that lease or transfer occurs prior to January 1, 2007, unless a state statute deletes or extends the time period for a local agency to operate under a graduated code compliance plan under California Health and Safety Code Section 18941.9 and making environmental findings. Mayor, Supervisor Maxwell presented. ASSIGNED UNDER 30 DAY RULE to Land Use Committee.

041538 [Hunters Point Shipyard - Public Works Code]

Ordinance amending the Public Works Code to add Sections 2.3.1, 2.3.2, 2.3.3 to establish special restrictions for activities on the Hunters Point Shipyard to address potential residual contamination and making specified findings. Mayor, Supervisor Maxwell presented. ASSIGNED UNDER 30 DAY RULE to Land Use Committee.

041539 [Zoning Map Amendment in connection with Hunters Point Redevelopment Project Area]

Ordinance amending Zoning Map Sheets 9 and 9H of the City and County of San Francisco to eliminate use districts and height and bulk districts within Assessor's Block 4591A, the Hunters Point Redevelopment Plan area, and instead reference the Hunters Point Shipyard Redevelopment Plan; and making various findings, including environmental findings and findings of consistency with the General Plan and Planning Code Section 101.1. Mayor, Supervisor Maxwell presented. ASSIGNED UNDER 30 DAY RULE to Land Use Committee.

041540 [Hunters Point Shipyard - Building Code]

Ordinance amending the Building Code to add Section 106.3.2.5 to establish special restrictions for activities on the Hunters Point Shipyard to address potential residual contamination and making environmental findings. Mayor, Supervisor Maxwell presented. ASSIGNED UNDER 30 DAY RULE to Land Use Committee.

041541 [Hunters Point Shipyard - Health Code]

Ordinance adding Article 31 to the Health Code and amending sections 659, 1120.1 and 1227 of the Health Code to establish special restrictions for activities on the Hunters Point Shipyard to address potential residual contamination and to authorize the Department of Public Health to implement these restrictions, impose penalties, and charge fees to defray the costs of implementation; and making environmental findings. Mayor, Supervisor Maxwell presented. ASSIGNED UNDER 30 DAY RULE to Land Use Committee.

041543 [Hunters Point Shipyard - Street Vacation Order]

Ordinance ordering the vacation of portions of McKinnon Avenue, La Salle Avenue, Kirkwood Avenue, Jerrold Avenue, Innes Avenue, Hudson Avenue, Boalt Street, Coleman Street, Donahue Street, and Earl Street in Hunters Point Shipyard Parcel "A-1" and Oakdale Avenue, Newcomb Avenue, McKinnon Avenue, La Salle Avenue, Fitch Street, and Earl Street in Hunters Point Shipyard Parcel "A-2" along with public service easements in the aforementioned locations in the Hunters Point Shipyard; making environmental findings and findings of consistency with the City's General Plan, Planning Code Section 101.1, and the Hunters Point Redevelopment Plan; quitclaiming the City's interest in the vacation areas; reserving easement rights for various utilities, including SBC, Pacific Gas and Electric Company, and the City; accepting Department of Public Works Order No. _____; and authorizing official acts in connection with this Ordinance. Mayor, Supervisor Maxwell presented. RECEIVED AND ASSIGNED to Land Use Committee.

041544 [Hunters Point Shipyard - Subdivision Code]

Ordinance amending the San Francisco Subdivision Code by adding the Hunters Point Shipyard Subdivision Code, Division 3, Article 1-8, Sections 1600 et seq. and making environmental findings. Mayor, Supervisor Maxwell presented. ASSIGNED UNDER 30 DAY RULE to Land Use Committee.

041545 [Reenacting a Disadvantaged Business Enterprise Program]

Emergency ordinance reenacting a Disadvantaged Business Enterprise Program set forth in Chapter 14A of the San Francisco Administrative Code; suspending Chapter 12D.A; providing for data collection to ensure nondiscrimination in City contracting; and adopting a declaration of emergency. Supervisor Ammiano presented. RECEIVED AND ASSIGNED to Board of Supervisors.

041551 [Settlement of Lawsuit - People v. Dynegy, et al.]

Ordinance authorizing settlement of the lawsuit filed by the City and County of San Francisco, on behalf of the People of California, against the Duke Energy Companies; the lawsuit entitled People v. Dynegy, et al. was filed on January 18, 2001, and has been consolidated as Wholesale Electricity Antitrust Cases I & II in the United States District Court, Southern District of California, Case Nos. 02 CV 0990-RHW, CV 02-1000-RHW, 02 CV-1001 RHW; the settlement provides \$500,000 to San Francisco to be used for energy efficiency, renewable energy or environmental justice projects in areas affected by electric generation in San Francisco and \$172 million in benefits to California electric ratepayers, among other provisions. Supervisor Maxwell presented. RECEIVED AND ASSIGNED to Rules Committee.

041554 [Amending Health Code Section 42.3 to authorize hearing officer to prohibit owner of a dog declared vicious and dangerous from owning dogs for three years]

Ordinance amending San Francisco Health Code Section 42.3, to add the authority of a hearing officer to prohibit the owner of a vicious dog from owning dogs for a period of three years. Supervisor Duffy presented. RECEIVED AND ASSIGNED to City Services Committee.

041555 [Creating requirement to exchange identification information when dog involved in bite of human or animal]
Ordinance amending San Francisco Health Code by adding Section 39 to create requirement of exchange of identification and rabies information after a dog bites a human or animal and by amending Section 41.11 by moving requirement of dog bite reporting to Section 39. Supervisor Duffy presented. RECEIVED AND ASSIGNED to City Services Committee.

Resolutions

041532 [Approval of Ground Lease and Acceptance of Easements]

Resolution approving a ground lease between the City of Hayward, as landlord, and the City and County of San Francisco and East Bay Municipal Utility District, as tenants, for the construction, use and operation of an emergency pump station/intertie facility at the Hayward Executive Airport, authorizing acceptance of two easements related to the pump station/intertie facility, and adopting findings pursuant to the California Environmental Quality Act. Supervisor Ma presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

041533 [CEQA Findings in Connection with the Hunters Point Shipyard Redevelopment Plan]

Resolution adopting environmental findings pursuant to the California Environmental Quality Act, State Guidelines, and Administrative Code Chapter 31 in connection with the Hunters Point Shipyard Redevelopment Plan and related implementing actions. Mayor, Supervisor Maxwell presented. RECEIVED AND ASSIGNED to Land Use Committee.

041534 [Urging the Planning Commission to Recommend Amendments to the General Plan Concerning The Hunters Point Shipyard Redevelopment Plan]

Resolution Urging the Planning Commission to Recommend Amendments to the General Plan to make the General Plan consistent with the Hunters Point Shipyard Redevelopment Plan. Mayor, Supervisor Maxwell presented. RECEIVED AND ASSIGNED to Land Use Committee.

041537 [Hunters Point Shipyard Joint Community Facilities Agreement]

Resolution approving and authorizing a Joint Community Facilities Agreement between the City and County of San Francisco and the Redevelopment Agency of the City and County of San Francisco in furtherance of the adoption and implementation of the Redevelopment Plan for the Hunters Point Shipyard, specifically the Hunters Point Phase One Improvements, and making environmental findings. Mayor, Supervisor Maxwell presented. RECEIVED AND ASSIGNED to Land Use Committee.

041542 [Hunters Point Shipyard- Resolution of Intent for Street Vacation]

Resolution declaring the intention of the Board of Supervisors to vacate portions of McKinnon Avenue, La Salle Avenue, Kirkwood Avenue, Jerrold Avenue, Innes Avenue, Hudson Avenue, Boalt Street, Coleman Street, Donahue Street, and Earl Street in Hunters Point Shipyard Parcel "A-1" and Oakdale Avenue, Newcomb Avenue, McKinnon Avenue, La Salle Avenue, Fitch Street, and Earl Street in Hunters Point Shipyard Parcel "A-2" along with public service easements in the aforementioned locations in the Hunters Point Shipyard; setting the hearing date for all persons interested in the proposed vacation of said street areas and public service easements. Mayor, Supervisor Maxwell presented. RECEIVED AND ASSIGNED to Land Use Committee.

041549 [St. James Infirmary Health Day in San Francisco]

Resolution proclaiming November 13, 2004 as St. James Infirmary Health Day in San Francisco. Supervisors Daly, Peskin, Duffy presented. ADOPTED.

041550 [Increasing civil filing and appearance fees provided in Business and Professions Code for operation of the Law Library]

Resolution increasing civil filing and appearance fees provided in Business and Professions Code sections 6321, 6322 and 6322.1 for operation of the Law Library. Mayor presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

041556 [Parking Regulations - Fitzgerald Avenue]

Resolution enacting and rescinding parking regulations on the 1200 block of Fitzgerald Avenue.

PERPENDICULAR (90-DEGREE ANGLE) PARKING - RESCIND

Fitzgerald Avenue, north side, from Jennings Street to Ingalls Street. Supervisor Maxwell presented. RECEIVED AND ASSIGNED to Land Use Committee.

041557 [Commending Jack Breslin]

Resolution commending Jack Breslin of the Department of Public Health for his 33 years of service to the City of San Francisco. Supervisor Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041559 [Zoning - Extension of Planning Commission Review Period]

Resolution extending the prescribed time within which the Planning Commission may render its decision on a proposed ordinance to amend the Planning Code to provide for an increase in the height exemption for elevator penthouses from 10 feet to 16 feet. Supervisor Elsbernd presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041560 [American Indian Heritage Month]

Resolution declaring November 2004 as "American Indian Heritage Month" in the City and County of San Francisco. Supervisor Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041561 [Apply, accept and expend of a State grant for the Visitacion Valley Greenway]

Resolution authorizing the Recreation and Park Department to apply, accept and expend a grant in the total amount of \$102,000 under the Federal Land and Water Conservation Fund for the Visitacion Valley Greenway. Supervisor Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

041548 [Hearing - Emergency ordinance reenacting a Disadvantaged Business Enterprise Program]

Hearing to consider the possible adoption of an emergency ordinance reenacting a Disadvantaged Business Enterprise Program set forth in Chapter 14A of the San Francisco Administrative Code; suspending Chapter 12D.A; providing for data collection to ensure nondiscrimination in City contracting; and adopting a declaration of emergency. (Clerk of the Board) . ASSIGNED to Board of Supervisors.

041553 [Transfer of the Tenderloin Self-Help Center contract from DPH to DHS]

Hearing to inquire into the transfer of the Tenderloin Self-Help Center contract from the Department of Public Health (DPH) to the Department of Human Services (DHS) about the following concerns: (1) Reduction of low-threshold, peer-based, self-help program serving mentally ill and chronically homeless people in the Tenderloin. (2) Process used in making this decision, including the community impact assessment and community input process. (3) Impact the change in program model and services will have on the community clients. (4) Justification of this decision as it relates to the City's overall plan for providing care to chronically homeless and mentally ill people who do not/cannot access traditional programs and services. (5) Budgetary impact of changes in program design as mandated by the RFP and budgetary justification for moving this contract from DPH Community Health Services to DHS Homeless Programs. Supervisor Ammiano presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

Motions

041530 [Needle Exchange Emergency]

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program. Supervisors Ammiano, Daly, Peskin, McGoldrick, Maxwell, Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041531 [Emergency Declaration Concurrence - Influenza Vaccine]

Motion concurring in the October 12, 2004 Declaration of the Existence of a Local Emergency for Limited Purposes by the Mayor, and in the actions taken to meet the emergency. Mayor presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041546 [Emergency Disadvantaged Business Enterprise Program - Suspending 30 Day Rule]

Motion suspending Rule 5.40 of the Rules of Order of the Board of Supervisors to allow the Board of Supervisors to consider, without waiting 30 days after its introduction, a proposed emergency ordinance reenacting a Disadvantaged Business Enterprise Program set forth in Chapter 14A of the San Francisco Administrative Code; suspending Chapter 12D.A; providing for data collection to ensure nondiscrimination in City contracting; and adopting a declaration of emergency. Supervisor Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041547 [Emergency Disadvantaged Business Enterprise Program - November 23 Committee of the Whole]

Motion for the Board of Supervisors to convene as a committee of the whole on November 23, 2004, at 4:00 p.m. to accept public testimony concerning the possible adoption of an emergency ordinance reenacting a Disadvantaged Business Enterprise Program set forth in Chapter 14A of the San Francisco Administrative Code; suspending Chapter 12D.A; providing for data collection to ensure nondiscrimination in City contracting; and adopting a declaration of emergency. Supervisor Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041552 [Legislative Analyst Request - Establishing a Sports Commission in the City and County of San Francisco]

Motion requesting the Legislative Analyst to research and prepare an in-depth report on model municipalities with respect to establishing a Sports Commission in the City and County of San Francisco. Supervisor Ma presented. ASSIGNED to Board of Supervisors.

041558 [Controller to provide bi-monthly updates on progress implementing the City's ordinance requiring bar-coding]

Motion requesting the Controller to provide bi-monthly updates on progress implementing the City's ordinance requiring bar-coding or other means to track the permit approval process with the Department of Building Inspection. Supervisor Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041562 [Report for Interim Moratorium on Demolition of Single-and Dual-Screen Movie Theaters]

Motion adopting and issuing the Legislative Analyst report concerning the Board's urgency Ordinance that imposed a 45-day interim moratorium on demolition on single-and dual-screen movie theaters. Supervisor McGoldrick presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

PROPOSED ORDINANCES

041442 [Settlement of Lawsuit - Andrew King v. CCSF, et al.]

Ordinance authorizing settlement of the lawsuit filed by Andrew King against the City and County of San Francisco for \$60,000; the lawsuit was filed on 10/31/03 in United States District Court, Case No. C03-4879; entitled Andrew King v. City and County of San Francisco, et al. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

041431 [Provide car seats and information to hard to reach and diverse communities]

Resolution authorizing the San Francisco Department of Public Health (SFPDH) to accept and expend retroactively a grant in the amount of \$2,000 from the California Department of Health Services (CDHS), to purchase car/booster seats; for the period of January 12, 2004 through June 4, 2004. (Public Health Department) Supervisor Duffy presented. RECEIVED AND ASSIGNED to City Services Committee.

041432 [Accept-Expend Federal Grant]

Resolution authorizing the San Francisco Fire Department (SFFD) to accept and expend a grant in the amount of \$398,548 from the Federal Emergency Management Agency (FEMA) to acquire wildland firefighting protective clothing and equipment. (Fire Department) Supervisor Ma presented. RECEIVED AND ASSIGNED to City Services Committee.

- 041441 [Approval of the Substance Abuse and Crime Prevention Act of 2000 – Implementation Plan]**
Resolution authorizing adoption of the San Francisco County Plan for the Substance Abuse and Crime Prevention Act of 2000 for Fiscal Year 2004-2005. (Public Health Department) Supervisor Duffy presented. RECEIVED AND ASSIGNED to City Services Committee.
- 041443 [Settlement of Claim - Barbara Miller]**
Resolution approving the settlement of the unlitigated claim filed by Barbara Miller against San Francisco for \$90,000; claim was filed on April 19, 2004. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.
- 041444 [Settlement of Unlitigated Claim - Margaret Jhin-Walsh]**
Resolution approving the settlement of the unlitigated claim filed by Margaret Jhin-Walsh against San Francisco for \$120,000; claim was filed on February 17, 2004. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.
- 041480 [Settlement of Unlitigated Claim - D. W. Nicholson Corporation]**
Resolution approving the settlement of the unlitigated claim filed by D. W. Nicholson Corporation against the City and County of San Francisco. (City Attorney) Supervisor Daly presented. RECEIVED AND ASSIGNED to Rules Committee.
- 041525 [Settlement of Unlitigated Claim - Muzak LLC]**
Resolution approving the settlement of the unlitigated claim filed by Muzak LLC against the City and County of San Francisco. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.
- 041526 [Settlement of Unlitigated Claim - Intel Corporation]**
Resolution approving the settlement of the unlitigated claim filed by Intel Corporation against the City and County of San Francisco. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

Requests Granted

From: Supervisor Maxwell

To: City Attorney

Requesting/Inquiring: To draft legislation to amend the San Francisco Police Code to require that junk dealers obtain yearly permits and to attach additional conditions to the permits.

From: Supervisor Ma

To: City Attorney

Requesting/Inquiring: To draft legislation creating a Sports Commission in the City and County of San Francisco.

From: Supervisor Ammiano

To: Director, Mayor's Budget Office

To: Director, Department of Public Health Community Health Services

To: Director, Department of Human Services Homeless Programs

Requesting/Inquiring: To notify the Directors of the Mayor's Budget Office, Department of Public Health Community Health Services and Department of Human Services Homeless Programs that committee hearing has been called to consider the transfer of the Tenderloin Self-Help Center Contract from the Department of Public Health to the Department of Human Services and will be scheduled before the Finance and Audits Committee in the near future. The parameters of the hearing will be as follows:

1. Reduction of a low-threshold, peer-based, self-help program serving mentally ill and chronically homeless people in the Tenderloin.
2. Process used in making this decision, including the community impact assessment and community input process.
3. Impact the change in program model and services will have on the community and clients.
4. Justification of this decision as it relates to the City's overall plan for providing care to chronically homeless and mentally ill people who do not/cannot access traditional programs and services.
5. Budgetary impact of changes in program design as mandated by the RFP and budgetary justification for moving this contract from DPH Community Health Services to DHS Homeless Programs.

In Memoriams

Wilford Rose (Entire Board)

Vernon Jenkins (Entire Board)

Curt Rocha (Supervisor Dufty)

Joseph Antonini (Supervisors Dufty, Elsbernd, Ma, Alioto-Pier, Maxwell)

Brian Patrick Kevin Fordyce (Supervisors McGoldrick, Elsbernd)

BOARD of SUPERVISORS



City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Tel. No. 554-5184
TDD No. 554-5227

Legislation Introduced
Including All Off-Calendar Items
November 16, 2004

OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

DOCUMENTS DEPT.

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Ordinances

041570 [Conflict of Interest Code Amendments]

Ordinance amending Chapter 1 of Article III of the Campaign and Governmental Conduct Code by amending sections 3.1-109, 3.1-110, 3.1-120, 3.1-140, 3.1-145, 3.1-150, 3.1-155, 3.1-170, 3.1-175, 3.1-195, 3.1-205, 3.1-218, 3.1-230, 3.1-245, 3.1-265, 3.1-270, 3.1-275, 3.1-280, 3.1-285, 3.1-310, 3.1-315, 3.1-325, 3.1-335, 3.1-340, 3.1-345, 3.1-350, 3.1-365, 3.1-375, 3.1-390, 3.1-395, 3.1-410, 3.1-420, 3.1-430, 3.1-435, and 3.1-440; deleting sections 3.1-255 and 3.1-268; and adding section 3.1-222 to update the list of designated employees who must file financial disclosure statements and to modify the applicable disclosure categories. Supervisor Gonzalez presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

041571 [Chapter 6 Technical Amendments]

Ordinance amending San Francisco Administrative Code Chapter 6 to update section 6.2, to add new section 6.9 concerning subcontractor limitation of rights, to add new subsection 6.20(F) for a bidder prequalification process, to add new subsection 6.21(A)(10) to allow a specification requirement for contractor work with its own forces, to revise subsection 6.21(C) to allow a department head to reject all bids, to revise subsection 6.22(J) concerning retention of progressive payments, to add a new subsection 6.22(Q) concerning public work contract claims, to revise section 6.41 concerning subsequent phase competition for design services, to revise section 6.60 emergency contracting procedures, to revise section 6.61 design-build contracting procedures, to revise section 6.62 job order contracting procedures, to revise 6.64 as-needed contracting procedures, and to revise section 6.65 special service contracting procedures. Supervisors Ma, Peskin presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

041577 [Clarifications and Technical Corrections to Work Practices Program for Lead-Based Paint Disturbance and Removal]

Ordinance amending Section 3407 et seq., to amend the definitions of Clearance Inspection, Containment and Barrier Systems, and Prohibited Practices; to clarify scope of prohibitions on the removal or disturbance of lead-based paint; to specify the type of covering required prevent contamination by lead debris; to specify where signs noticing lead work must be posted, to make further minor technical corrections to the work practices program for lead-based paint disturbance and removal; and to make findings in accordance with California Health and Safety Code Section 17958.5 as to the local climatic, topological and geological reasons for amending the State Building Code. Supervisor Peskin presented. ASSIGNED UNDER 30 DAY RULE to City Services Committee.

041579 [Charter Amendment Deadlines]

Ordinance amending 305 of the Elections Code to require introduction of proposed Charter Amendments not less than 210 days prior to an election and to require an informational committee hearing regarding the proposed Charter Amendment no earlier than 30 days nor later than 60 days after introduction of the proposed Charter Amendment. Supervisor Elsbernd presented. RECEIVED AND ASSIGNED to Rules Committee.

041580 [Authorizing Controller to eliminate positions of laid off employees from the budget in order to expedite offers of Early Retirement Benefits and mitigate the effect of layoffs]

Ordinance to effect a supplemental change to the budget by directing Department Heads to certify positions eliminated as a result of budget constraints and authorizing the Controller to identify the date of expiration of funding in the budget for such positions in order to expedite offers of Early Retirement Benefits and mitigate the effect of layoffs. Supervisor Elsbernd presented. RECEIVED AND ASSIGNED to Budget Committee.

041583 [Appropriate fund balance for the Port of San Francisco's Pier 35 Security Enhancements Project (Port's Cruise Ship Terminal)]

Ordinance appropriating \$998,349 of unappropriated fund balance from the Port for the Pier 35 Security Enhancement Project, the Port's Cruise Ship Terminal, to fund the second phase of the construction contract for Fiscal Year 2004-05. Mayor presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

041584 [Appropriate settlement funds to fund the development costs associated with the San Francisco Electrical Reliability Project]

Ordinance appropriating \$2,666,667 of fund balance from the Hetch Hetchy estimated revenues from the litigation settlement against The Williams Companies, Inc. and Williams Marketing Energy Marketing & Trading Company to the San Francisco Electrical Reliability Project for fiscal year 2004-05. Appropriated funds will facilitate the development costs related to the City power plants. Mayor presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

041585 [De-appropriate funding from the San Francisco Convention Facilities Management Visitors Bureau and the Department of Economic & Workforce Development in the Fiscal Year 2004-05]

Ordinance amending the Annual Appropriation Ordinance by reducing appropriation to the Convention Facilities Management Visitors Bureau for professional services by \$3,660,500 from \$7,321,000 to \$3,660,500 for Fiscal Year 2004-05, reducing the allocation of Hotel Tax authorized by the Administrative Provisions Section 11.11 for the Convention and Visitors Bureau for Fiscal Year 2004-05. Additionally, reducing a total appropriation from the Department of Economic and Workforce Development of \$305,976 for the Fiscal Year 2004-05. Supervisor Sandoval presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

041586 [Public Employment - Department of Business and Economic Development]

Ordinance amending Ordinance No. 198-04 (Annual Salary Ordinance 2004/2005) reflecting the deletion of 2.71 full time equivalent (FTE) positions at the Department of Business and Economic Development. Supervisor Sandoval presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

041588 [License Fees]

Draft Ordinance amending the San Francisco Municipal Code Business and Tax Regulations Code by amending Sections 35, 120, 248, 249.1, and 249.12, relating to fees for licenses or permits for inspections by the Department of Public Health. Supervisor Daly presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

041596 [Discouraging speculation in two-unit condominium conversions]

Draft Ordinance amending the Subdivision Code by adding Section 1359A to require persons selling two-unit buildings converted to condominiums within 18 months of conversion to pay a fee to the City to assist evicted tenants equivalent to 50% of the profit from the sale of the condominium. Supervisors Duffy, Ammiano presented. ASSIGNED UNDER 30 DAY RULE to Land Use Committee.

Resolutions

041573 [Multifamily Housing Revenue Bonds]

Resolution authorizing the issuance and delivery of multifamily housing revenue bonds (as defined herein) in an aggregate principal amount not to exceed \$19,200,000 for the purpose of providing financing for a multifamily rental housing project; approving the form of and authorizing the execution of an indenture providing the terms and conditions of the bonds; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the form of and authorizing the execution of a loan agreement; approving the form of and authorizing the execution of a first amendment to ground lease; ratifying and approving any action heretofore taken in connection with the bonds and the project; granting general authority to city officials to take actions necessary to implement this resolution; and related matters. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

041574 [Public hearing approval for the issuance and sale of refunding revenue bonds by CSCDA for Walden House, Inc.]

Resolution authorizing the issuance and sale of refunding revenue bonds by the California Statewide Communities Development Authority in an aggregate principal amount not to exceed \$7,950,000 for the Project (as defined herein). Supervisor Gonzalez presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041575 [Grant to Enhance Voter Education and Poll Worker Training]

Resolution authorizing the San Francisco Department of Elections to accept and expend a grant in an amount not to exceed \$300,000.00 from the California Secretary of State to improve San Francisco's voter education and pollworker training programs. Supervisor Gonzalez presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041576 [Public hearing approval for the issuance and sale of revenue bonds by the Arizona Health Facilities Authority for Blood Centers of the Pacific and Blood Systems, Inc.]

Resolution authorizing the issuance and sale of revenue bonds by the Arizona Health Facilities Authority for Blood Centers of the Pacific and Blood Systems, Inc. in an aggregate principal amount not to exceed \$55,000,000 for the Project (as defined herein). Supervisor Alioto-Pier presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041578 [International Education Week]

Resolution declaring the week of November 15-19, 2004 as "International Education Week" in the City and County of San Francisco. Supervisor Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041581 [Accept - Expend State Grant]

Resolution authorizing the Mayor's Office of Criminal Justice (MOCJ) to accept and expend funds in the amount of \$38,014 from the State Board of Corrections (BOC), from funds made available under the Juvenile Justice and Delinquency Prevention Act of 1974 ("Federal Juvenile Justice Challenge Funds") for developing and adopting policies and programs to provide basic health, mental health, and appropriate education services, including special education, for youth in the juvenile justice system. Supervisors Duffy, Maxwell presented. RECEIVED AND ASSIGNED to City Services Committee.

041582 [Continuum of Care Plan - Homeless Board Membership]

Resolution amending the Continuum of Care Plan to reduce the size of the Local Homeless Coordinating Board to sixteen members: eight of whom are appointed by the Mayor, and eight of whom are appointed by the Board of Supervisors. Supervisor Elsbernd presented. RECEIVED AND ASSIGNED to Rules Committee.

041587 [SFHIV Vaccine Clinical Trials Network, Year 2004 to 2005, and add 0.25 of a New Position to the Year 5 Budget]

Resolution authorizing the San Francisco Department of Public Health (SFPDH) to enter retroactively into an agreement in the amount of \$481,758 with Public Health Foundation Enterprises Inc. (PHFE), the primary contractor, to fund the fifth year of the SFPDH portion for "San Francisco HIV Vaccine Clinical Trials", a unit of the HIV Vaccine Trials Network (HVTN) and to add 0.25 of new position not included in the original agreement; for the period of June 1, 2004 to May 31, 2005. Supervisors Duffy, Ammiano presented. RECEIVED AND ASSIGNED to City Services Committee.

041597 [Precautions Against the Flu]

Resolution urging all San Franciscans to implement prevention measures to reduce as much as possible their risk of contracting the flu. Supervisor Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041598 [Landfill Liabilities]

Resolution supporting the reform of California's Landfill Financial Assurance Rules to ensure that the risks of long term landfill liabilities do not become a financial obligation of the state and local governments and their taxpayers. Supervisor Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041601 [Honoring and commending Tenderloin Tessie Holiday Dinners for creating warm family dinners for those in need during the holiday season for thirty years]

Resolution honoring and commending Tenderloin Tessie Holiday Dinners for creating warm family dinners for those in need during the holiday season for thirty years. Supervisors Daly, Duffy, Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041602 [Supports the release of Colombian Senator Ingrid Betancourt]

Resolution of solidarity supporting that all parties cooperate to achieve the release of Senator Ingrid Betancourt, and the 3,000 other captives in Colombia. Supervisor Gonzalez presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041604 [Commending Ann Foley posthumously for distinguished public service]

Resolution commending Ann Foley posthumously for her dedication and distinguished public service in the Office of the Controller. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041605 [Urging Transportation Secretary Norm Mineta to approve the United Airlines bid to operate a direct route between S.F. International Airport and Guangzhou Baiyun International Airport]

Resolution urging the Secretary of the United States Department of Transportation, Norm Mineta, to award a new non-stop flight route between San Francisco International Airport and Guangzhou Baiyun International Airport to United Airlines. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

041527 [Lease for the OMI Family Center at 1760 Ocean Avenue]

Hearing on the efforts of the Real Estate Division and the Department of Public Health to negotiate a new lease for the OMI Family Center at 1760 Ocean Avenue and to identify a new location for the clinic if lease negotiations fail. Supervisor Sandoval presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

041589 [Juvenile Probation Department Budget and Management Issues]

Hearing to receive information on the Juvenile Probation Department's implementation of fiscal instructions from the Budget Committee, including problems such as: (1) Not separating employees pursuant to Budget Committee recommendations; (2) The promotion of individuals without budgetary authority; (3) Not hiring employees, such as the Industrial Hygienist, provided for in the Budget; (4) Possible retaliation against department employees who provided testimony during the budget process; and (5) Examination of City procedures and Controller procedures that allowed the aforementioned to occur. Supervisor Sandoval presented. RECEIVED AND ASSIGNED to Budget Committee.

041590 [Mayor Newsom's Mid-Year Budget Cuts]

Hearing to receive an update from the Mayor's Budget Office and other relevant departments on the Mayor's mid-year budget cuts for fiscal years 2004-05 and 2005-2006. Supervisor Sandoval presented. RECEIVED AND ASSIGNED to Budget Committee.

041591 [Gleneagles Golf Course]

Requesting the Clerk of the Board to schedule a hearing for the Recreation and Park Department to report on the administration of the contract to manage the Gleneagles Golf Course. Supervisor Sandoval presented. RECEIVED AND ASSIGNED to Land Use Committee.

041592 [Mission Housing Development Corporation]

Hearing regarding the Mission Housing Development Corporation's cultural competency and ability to provide services described in their mission statement. Supervisor Daly presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

041593 [Mid-Year Spending Adjustments]

Hearing on the mid-year spending adjustments. Supervisor Daly presented. RECEIVED AND ASSIGNED to Budget Committee.

041594 [Helicopter Usage in San Francisco]

Hearing to examine the environmental and quality of life impact of helicopter usage in San Francisco, and requesting the FAA and other relevant agencies to provide information regarding the number and source of helicopters in San Francisco. Supervisor Duffy presented. RECEIVED AND ASSIGNED to City Services Committee.

Motions

041568 [Needle Exchange Emergency]

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program. Supervisors Ammiano, Daly, Peskin, McGoldrick, Maxwell, Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041569 [Emergency Declaration Concurrence - Influenza Vaccine]

Motion concurring in the October 12, 2004 Declaration of the Existence of a Local Emergency for Limited Purposes by the Mayor, and in the actions taken to meet the emergency. Mayor presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041572 [Board Off-site Meeting]

Motion ordering the City and School District Select Committee meeting of the Board of Supervisors be held at the Irving G. Breyer Board Meeting Room, Board of Education, 555 Franklin Street, First Floor, San Francisco, on Monday, January 10, 2005, at 4:00 p.m. and directing the Clerk of the Board to prepare the proper notices and postings. Supervisor Ammiano presented. RECEIVED AND ASSIGNED to Rules Committee.

041595 [Legislative Analyst Request - Early morning trash pickup and deliveries]

Motion requesting the Legislative Analyst to research noise ordinances and other major metropolitan areas (particularly New York and Washington DC) that address the issues of early morning trash pickup and deliveries, and make recommendations as to the feasibility of such ordinance in San Francisco. Questions: (1) Is it feasible for San Francisco to restrict business hours of private companies? (2) How would time limitations affect traffic conditions? (3) Is it possible to have an "opt-in" system (similar to the residential parking sticker) for residential neighborhoods that wish to restrict hours for trash pickup and deliveries? Supervisor Duffy presented. ASSIGNED to Board of Supervisors.

041599 [Censure of Supervisor for Violations of Board Rules]

Motion censuring Supervisor Daly for violations of Board Rules. Supervisor Alioto-Pier presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041600 [Health Care Workers Lockout - December 2, 2004 Committee of the Whole]

Motion for the Board of Supervisors to convene as a Committee of the Whole on December 2, 2004 at 1 pm to consider the impact of the possible lockout of health care workers by Sutter Health and measures the City can take to ameliorate the situation. Supervisor Daly presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

PROPOSED ORDINANCES

041484 [Settlement of the Lawsuit - Pamela Nash]

Ordinance authorizing settlement of the lawsuit filed by Pamela Nash against the City and County of San Francisco for \$100,000; the lawsuit was filed on February 7, 2003, in the United States District Court, Northern District of California, Case No. C-03-01221-CW; entitled Pamela Nash v. City and County of San Francisco, et. al.. RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

041510 [STOP Intersections]

Resolution designating certain intersections as "STOP" intersections.

STOP SIGNS - ESTABLISH

Sussex Street and Swiss Avenue, stopping Swiss Avenue at Sussex Street, making this uncontrolled intersection a two-way STOP;

Beulah and Shrader Streets, stopping Shrader Street at Beulah Street, making this intersection an All-Way STOP; Broderick and Francisco Streets, stopping Broderick Street at Francisco Street, making this intersection an All-Way STOP; and

Cross and Pope Streets, stopping Pope Street at Cross Street and Cross Street at Pope Street, making this uncontrolled T-intersection an All-Way STOP. (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Land Use Committee.

041512 [Accept and Expend Federal Grant Funds Under the Airport Improvement Program (AIP) (AIP 26 - Project No.3-06-0221-26) and (AIP 27 – Project No. 3-06-0221-27)]

Resolution authorizing the Airport Commission to accept and expend grant funds in a total amount of \$14,957,719 from the Federal Aviation Administration: \$13,397,719 to be expended on Airport standard and security improvements (A.I.P 26, Project No. 3-06-0221-26); and \$1,560,000 for Airport noise improvements (A.I.P 27, Project No. 3-06-0221-27). (Airport Commission) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

041514 [Settlement of Claim - Jon Wesley Hopkins]

Resolution approving the settlement of the unlitigated claim filed by Jon Wesley Hopkins against San Francisco for \$35,000; claim was filed on August 4, 2004. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

041515 [Provide children's dental disease prevention services in San Francisco]

Resolution authorizing the San Francisco Department of Public Health (SFDPH) to accept retroactively and expend a grant in the amount of \$30,429 from the California Department of Health Services (CDHS) to provide dental disease prevention services to children in San Francisco and to enter into an agreement for the use of these funds; for the period of July 1, 2004, to June 30, 2005. (Public Health Department) Supervisor Duffy presented. REFERRED TO DEPARTMENT.

041516 [Issue 32 and 33 Refunding Bond Sale Resolutions, Swap Resolution and Twelfth Supplemental Resolution]

Resolution approving the issuance of up to \$875,000,000 additional aggregate principal amount of San Francisco International Airport second series revenue refunding bonds for the purpose of refinancing bonds and subordinate bonds of the Airport Commission; Approving the sale of San Francisco International Airport second series revenue refunding bonds through December 31, 2007; Approving the maximum interest rate, notional amount and term of interest rate swap transactions; Approving the forms of certain documents relating to interest rate swap transactions and authorizing the execution and delivery thereof; Approving and authorizing the use of Airport Commercial paper to pay swap termination payments and costs of issuance; Approving the forms of certain documents relating to San Francisco International Airport second series variable rate revenue bonds and authorizing the execution and delivery thereof; Approving and authorizing the use of Airport commercial paper to pay swap termination payments and costs of issuance; Approving the forms of certain documents relating to San Francisco International Airport second series variable rate revenue bonds and authorizing the execution and delivery thereof; Approving certain amendments to the 1991 Master Resolution; and related matters. (Arts Commission) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

041517 [Prevailing wage rates for workers on public works and improvement projects, workers performing janitorial services, workers in public off-street parking lots, garages, or storage facilities for automobiles, and workers performing moving services]

Resolution fixing prevailing wage rates for (1) workers performing work under City contracts for public work and improvement; (2) workers performing work under City contracts for janitorial services; (3) workers in public off-street parking lots, garages, or storage facilities for automobiles on property owned or leased by the City; and (4) workers performing moving services under City contracts at facilities owned or leased by the City. (City Attorney) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

041518 [Sprint Spectrum, L.P. Transmitter Lease]

Resolution authorizing and approving a lease of cellular transmitter and antennae space at the Health Center Four to Sprint Spectrum, L.P., a Delaware limited partnership. (Real Estate Department) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

041519 [Develop a supplemental HIV/AIDS surveillance system to produce population-based estimates of the characteristics of persons with HIV infection in San Francisco and the care they receive, and add two new position] Resolution authorizing the San Francisco Department of Public Health (SFPDH) to accept retroactively and expend grant funds in the amount of \$267,880 from the Centers for Disease Control and Prevention (CDC) to develop a supplemental HIV/AIDS morbidity and risk surveillance system, to enter into an agreement for the use of these funds, and to add two new positions; for the period of September 1, 2004, to May 31, 2005. (Public Health Department) Supervisor Duffy presented. RECEIVED AND ASSIGNED to City Services Committee.

Board Minutes for October 19, 2004 approved.

Requests Granted

From: Supervisor Ammiano

To: City Attorney

Requesting/Inquiring: To identify legal issues and risks associated with increasing franchise fees paid to the City by PG&E under PG&E's gas and electric franchise agreements so that the City can consider whether increasing franchise fees is a viable means of increasing revenue to the City

From: Supervisor Sandoval

To: Juvenile Probation Department

Requesting/Inquiring: To report on the department's budget and management issues on an upcoming Budget hearing, including problems such as:

1. Not separating employees pursuant to Budget Committee recommendations.
2. The promotion of individuals without budgetary authority.
3. Not hiring employees, such as the Industrial Hygienist, provided for in the Budget.
4. Possible retaliation against department employees who provided testimony during the budget process.
5. Examination of City procedures and Controller procedures that allowed the aforementioned to occur.

Also requesting the Clerk of the Board to send a copy of this request to:

Ed Harrington

Office of the Controller

City Hall, Room 316

1 Dr. Carlton B. Goodlett Place

San Francisco, CA 94102

Bill Johnston

Acting Chief Probation Officer

Juvenile Probation Department

375 Woodside Avenue

San Francisco, CA 94127

From: Supervisor Sandoval

To: Recreation and Park Department

Requesting/Inquiring: To report on the administration of the contract to manage the Gleneagles Golf Course on an upcoming hearing.

Also directing the Clerk of the board to send a copy of this hearing request to:

Ms. Jackie Fong

Recreation and Park Department

McLaren Lodge

501 Stanyan Street

San Francisco, CA 94117

Yomi Agunbiade
Acting General Manager
Recreation and Park Department
McLaren Lodge
501 Stanyan Street
San Francisco, CA 94117

From: Supervisor Sandoval
To: Mayor's Budget Office
Requesting/Inquiring: To report on the Mayor's Mid-Year budget cuts for Fiscal Years 2004-05 and 2005-2006 on an upcoming hearing.

Also requesting the Clerk of the Board to send a copy of this request to:

Ben Rosenfield
Mayor's Budget Director
City Hall, Room 200
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102

From: Supervisor Sandoval
To: Real Estate Division
Department of the Public Health
Requesting/Inquiring: To report on the efforts to negotiate a new lease for the OMI Family Center at 1760 Ocean Avenue and to identify a new location for the clinic if lease negotiations fail.

Also requesting the Clerk of the Board to send a copy of this request to:

Dr. Mitch Katz
Director of Health
Department of Public Health
101 Grove Street
San Francisco, CA 94102

Steve Legnitto
Director of Property
Real Estate Division
25 Van Ness Avenue, Suite 400
San Francisco, CA 94102

In Memoriams

Richard Hongisto (Entire Board)
Greg Smoody (Supervisor Dufty)
Amparo Graham (Supervisor Maxwell)

BOARD of SUPERVISORS



City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Tel. No. 554-5184
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Legislation Introduced
Including All Off-Calendar Items
November 23, 2004

OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

DOCUMENTS DEPT.

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Ordinances

041619 [Visitor and Convention Hotel Impact Fee]

Ordinance amending the San Francisco Administrative Code by adding a new Chapter 39: (i) imposing a Visitor and Convention Hotel Impact Fee of \$6.00 per room night upon hotel guests attending or participating in conventions and other events at the Moscone Center or Bill Graham Civic Auditorium to reduce the operating shortfall for such facilities, (ii) requiring hotels to collect the fee and report upon and remit all fees collected to the City, (iii) requiring the Controller to recommend annual adjustments to the fee, as specified, (iv) exempting guests staying in hotels of fewer than 50 rooms, and (v) providing for penalties. Supervisor Peskin presented. ASSIGNED UNDER 30 DAY RULE to Finance and Audits Committee.

041620 [Adding an affordability requirement to the definition of Single Room Occupancy Unit in Planning Code Article 8]

Ordinance amending Planning Code Section 890.88 to define a single room occupancy unit as a unit that is affordable to very low income or extremely low income households; making findings of consistency with the General Plan and priority policies of the Planning Code Section 101.1; making environmental findings. Supervisor Ammiano presented. ASSIGNED UNDER 30 DAY RULE to Land Use Committee.

Resolutions

041611 [Authorization for a Local Disease Prevention Demonstration Project]

Draft Ordinance authorizing the Department of Public Health to create and operate a Disease Prevention Demonstration Project to register pharmacies to sell or furnish hypodermic needles without a prescription as allowed under State law, such registration to consist of the department maintaining a list of participating pharmacies, providing such pharmacies with written information for customers on how to access drug treatment, HIV and Hepatitis C testing and treatment, and safe disposal of sharps waste. Supervisors Duffy, Ammiano presented. RECEIVED AND ASSIGNED to City Services Committee.

041612 [Creating a Community Choice Aggregation Citizens Advisory Task Force]

Resolution creating a citizens advisory task force to advise the City and County of San Francisco regarding the design and implementation of a Community Choice Aggregation program in accordance with ordinance 86-04. Supervisor Ammiano presented. RECEIVED AND ASSIGNED to Rules Committee.

- 041614 [Children and Youth Stakeholders]**
Resolution urging the Mayor and the Department of Public Health to create a Proposition 63 Children and Youth Stakeholder Sub-Committee, dedicate a portion of Proposition 63 funding to fund children and youth Services, and dedicate funding to Wellness Center Expansion. Supervisor Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 041615 [Commending Rev. Arthur James Eberhardt Sr.]**
Resolution commending Rev. Arthur James Eberhardt Sr. for his legacy of service to his congregation and the community. Supervisors Maxwell, Dufty presented. ADOPTED.
- 041616 [Proclaiming Trilla Jentzsch Day in the City and County of San Francisco]**
Resolution proclaiming November 30, 2004 as Trilla Jentzsch Day in the City and County of San Francisco. Supervisor Maxwell presented. ADOPTED.
- 041617 [Exclusive Negotiating Agreement for Development of the Old Mint]**
Resolution extending the expiration date of the Exclusive Negotiating Agreement between the City and the San Francisco Museum and Historical Society for the development of the Old Mint. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 041618 [Emperor Norton Bridge]**
Resolution urging the California Department of Transportation and members of the California Assembly and Senate to name the new additions to the San Francisco Bay Bridge in honor of Emperor Norton I, Emperor of the United States and Protector of Mexico. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 041621 [Establishing an Arts Task Force to Advise Board of Supervisors and Mayor]**
Resolution establishing an Arts Task Force to Make Recommendations to the Board of Supervisors and Mayor and Setting Forth the Membership and Duties of the Task Force. Supervisor Ammiano presented. RECEIVED AND ASSIGNED to Rules Committee.
- 041622 [Music Concourse Dedicated Access Route]**
Resolution requesting the Golden Gate Park Concourse Authority to work collaboratively with the San Francisco Municipal Transportation Agency (MTA) and the San Francisco Recreation and Park Department to refine the design of the dedicated access route from the Music Concourse parking facility to 9th Avenue and Lincoln Way that would equally satisfy the needs of MTA, bicycles, and pedestrians. Supervisors Ammiano, Gonzalez presented. RECEIVED AND ASSIGNED to Land Use Committee.
- 041623 [Mayor's Office of Housing to assign staff to the Advisory Committee on Educator Housing]**
Resolution urging the Mayor to direct the Mayor's Office of Housing to assign an appropriate staff member to provide guidance, counseling and assistance to the Advisory Committee on Educator Housing being formed by the San Francisco Unified School District and the United Educators of San Francisco. Supervisor Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 041624 [Accept-Expend State Grant]**
Resolution authorizing the Department of the Environment to accept and expend a grant in the amount of \$150,000 from the California Department of Justice, Antitrust Law Section, for the purpose of launching a new certified farmers' market in Bayview Hunters Point and providing nutrition education to community residents. Supervisors Dufty, Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 041625 [Confirming appointment of Rich Peterson to the San Francisco Redevelopment Agency]**
Resolution confirming the appointment of Rich Peterson by the Mayor to the San Francisco Redevelopment Agency. Mayor presented. RECEIVED AND ASSIGNED to Rules Committee.

Requests for Hearing

041626 [Non-Profit Contracting Task Force]

Hearing on the status and implementation of the recommendations of the Board of Supervisors Non-Profit Contracting Task Force. Supervisor Maxwell presented. RECEIVED AND ASSIGNED to Rules Committee.

041627 [West Nile Virus]

Hearing to consider efforts to increase vector control and reduce the threat of West Nile Virus. Supervisor Duffy presented. RECEIVED AND ASSIGNED to City Services Committee.

041628 [Planning and implementation of Proposition 63 - Mental health services.]

Hearing on the planning and implementation of Proposition 63 to improve mental health services. Supervisor Duffy presented. RECEIVED AND ASSIGNED to City Services Committee.

Motions

041613 [Extends the due dates for a Community Choice Aggregation draft implementation plan and Request for Proposal to the Board of Supervisor by four months each]

Motion approving the extension of the due dates for a Community Choice Aggregation draft implementation plan and a Request for Proposal to the Board of Supervisors as required under Ordinance No. 86-04 by four months each. Supervisor Ammiano presented. RECEIVED AND ASSIGNED to Land Use Committee.

PROPOSED ORDINANCES

PROPOSED RESOLUTIONS

041522 [Amendment to Paratransit Broker Agreement]

Resolution approving Amendment No. 4 to Agreement between the City and County of San Francisco and ATC/Vancom. Inc., to extend the current five-year contract for three years, through March 31, 2008, and to increase the contract amount: by \$65,379,606, for a total contract amount not to exceed \$158,021,539. (Municipal Transportation Agency) . RECEIVED AND ASSIGNED to Finance and Audits Committee.

041523 [Parking Regulations]

Resolution enacting and rescinding parking regulations at various locations.

TOW-AWAY, NO PARKING ANYTIME - ESTABLISH

John Muir Drive, south side, from 50 feet east of the east property line of the Lakewood Apartments (end of angled parking) to Lake Merced Boulevard.

TOW-AWAY, NO PARKING, 10 PM to 6 AM EVERYDAY - ESTABLISH

John Muir Drive, north side, from 50 feet east of the east property line of the Lakewood Apartments (end of angled parking) to Lake Merced Boulevard. (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Land Use Committee.

Clerk to Act - November 23, 2004

Board Minutes for October 26, 2004 approved.

From: Supervisor Sandoval

To: City Attorney

Requesting/Inquiring: To draft legislation prohibiting retaliation by management against employees of the City and County of San Francisco who communicate with or offer testimony to members of the Board of Supervisors about City business.

From: Supervisors Maxwell, Peskin

To: City Attorney

Requesting/Inquiring: To draft legislation to amend the Campaign and Government Conduct Code to create disclosure requirements for lobbyists that receive contributions for the purpose of lobbying.

In Memoriams

Elios Anderlini (Supervisor Peskin)

Manuel Quintanilla (Supervisor Ammiano)

Dolores Guerrero (Supervisor Maxwell)

BOARD of SUPERVISORS



City Hall
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San Francisco, CA 94102-4689
Tel. No. 554-5184
TDD No. 554-5227

≡ Legislation Introduced
Including All Off-Calendar Items
December 7, 2004

OFF-AGENDA LEGISLATION

DOCUMENTS DEPT.

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Introduced by Supervisors or Mayor

Ordinances

041679 [Use of Parking Meter Zones by Hybrid and Clean Air Vehicles]

Ordinance adding San Francisco Traffic Code Section 202.F to provide free use of parking meter zones by hybrid vehicles and clean air vehicles displaying a decal issued by the State of California, when it is otherwise lawful for the vehicle to park continuously in the same zone and within the prescribed time limits, from July 1, 2005 until June 30, 2006. Supervisors Alioto-Pier, McGoldrick presented. ASSIGNED UNDER 30 DAY RULE to Land Use Committee.

041688 [Residential Rent Ordinance, Additional Keys]

Ordinance amending Administrative Code Chapter 37 "Residential Rent Stabilization and Arbitration Ordinance" by amending Section 37.13 "Keys" to provide that: the landlord must provide additional keys/key-sets within fourteen (14) days of a tenant's written request unless the landlord denies the request in writing within that time period (the current ordinance does not set a deadline for providing the additional keys/key-sets), and failure to respond within the fourteen days constitutes a substantial decrease in housing services; the landlord may charge only for documented replication costs and may not require other charges or deposits or terms or conditions of any kind, and imposing such other terms or conditions constitutes a substantial decrease in housing services; a tenant's petition to the Rent Board to decide a disputed request may include a failure to respond within fourteen days, or a disagreement regarding terms or conditions for the additional keys/key-sets; and, unreasonable denial of additional keys/key-sets also constitutes a "substantial" decrease in housing services (the word "substantial" is new in this provision). Supervisor Daly presented. ASSIGNED UNDER 30 DAY RULE to Land Use Committee.

041695 [Creating an official holiday for March 31st, the birthday of Cesar Chavez]

Draft ordinance amending Chapter 16, Article 1 of the San Francisco Administrative Code by amending section 16.5 to rename the official holiday of March 31st Cesar Chavez and Dolores Huerta Day. Supervisors Gonzalez, Sandoval, Ammiano presented. RECEIVED AND ASSIGNED to Rules Committee.

041005 [Pedestrian Protections]

Ordinance adding Sections 71, 73, 75, and 79 to the San Francisco Traffic Code to require the Director of Parking and Traffic to: (1) install countdown pedestrian signals and ladder striped crosswalks, (2) designate specific crosswalk signal crossing times, and (3) upon the recommendation of the Pedestrian Safety Advisory Committee, install one hundred signs a year for three years informing the public regarding prohibited sidewalk activities; amending Section 703 of the San Francisco Public Works Code to require: (1) all curb heights and adjacent sidewalks be a minimum height of six to eight inches as measured from the gutter by June 30, 2024, and (2) a citywide survey of curb heights and adjacent sidewalks be conducted by the San Francisco Department of Public Works by June 30, 2007, in order to prioritize the work process; and adding Sections 703.3 and 703.4 to the San Francisco Public Works Code to require the Director of Public Works to install: (1) corner curb bulb-outs on Geary Boulevard, Mission Street, Geneva Avenue, and at the intersections of Dr. Carlton B. Goodlett Place and McAllister and Grove Streets, as permitted by state and local law, by June 30, 2009, and (2) ADA compliant curb-cut ramps on every sidewalk corner in the City by June 30, 2014. The requirements and schedules for installation of certain devices and improvements must be consistent with the subsequent San Francisco Pedestrian Master Plan and Proposition K 5-Year Funding Priority Program to become effective. Supervisors Gonzalez, Alioto-Pier, Duffy presented. ASSIGNED to Land Use Committee.

Resolutions

041680 [Supporting the Demands of Caregivers at Sutter Health Hospitals]

Resolution urging Sutter Health to join other northern California hospital systems to adopt new policies to better meet patient and Caregiver needs. Supervisors Peskin, Alioto-Pier, Ammiano, Daly, Duffy, Gonzalez, McGoldrick, Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041681 [Commending Deputy City Attorney Kevin Scott Dickey]

Resolution commending Kevin Scott Dickey for eight years of exemplary public service to San Francisco as a Deputy City Attorney, and wishing him well in his future endeavors at Meyers Nave Riback Silver & Wilson. Supervisor Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041684 [Traffic Regulations - Various Streets]

Resolution enacting and rescinding traffic regulations on various streets.

NO PARKING ANYTIME – RESCIND

West side of Potomac Street, from Waller Street to the southern property line of #53 Potomac Street

TOW-AWAY NO PARKING ANYTIME - ESTABLISH

West side of Potomac Street, from Waller Street to the southern property line of #53 Potomac Street. Supervisor Duffy presented. RECEIVED AND ASSIGNED to Land Use Committee.

041685 [Wells Fargo Loan for Façade Improvement Program]

Resolution approving the City's acceptance of a \$500,000 Loan from Wells Fargo Bank for the purpose of providing low-interest Façade Improvement Loans in low-income neighborhoods of San Francisco. Supervisor Elsbernd presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041686 [Commending Kym Valadez]

Resolution commending and expressing appreciation to Kym Valadez, Director of Health and Social Services, for her 20 years of dedicated social service on the occasion of her retirement from Swords to Plowshares. Supervisor Daly presented. ADOPTED.

041687 [Commending Zan Turner]

Resolution commending Zan Turner for her years of dedication to the City and County of San Francisco and hereby proclaiming Thursday, December 09, 2004 as Zan Turner Day. Supervisor Maxwell presented. ADOPTED.

- 041689 [Polk Street Bicycle Lane]**
Resolution establishing contra flow bicycle lanes on the east side of Polk Street from Market Street to McAllister Street. Supervisor Daly presented. RECEIVED AND ASSIGNED to Land Use Committee.
- 041690 [Townsend Street Bicycle Lanes]**
Resolution establishing bicycle lanes on Townsend Street from Second Street to Eighth Street. Supervisor Daly presented. RECEIVED AND ASSIGNED to Land Use Committee.
- 041691 [Market Street Bicycle Lane]**
Resolution establishing a bicycle lane on Market Street from 17th Street to Octavia Street. Supervisor Daly presented. RECEIVED AND ASSIGNED to Land Use Committee.
- 041692 [Urging removal of 3 parking spaces at corner of Fell and Masonic]**
Resolution urging the Department of Parking and Traffic to remove 3 parking spaces on the south side of Fell Street at the intersection of Fell and Masonic Avenue to create a 50 foot no parking zone, enabling greater visibility of cyclists and pedestrians as motorists turn left. Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to Land Use Committee.
- 041693 [Creating an official holiday for March 31st, the birthday of Cesar Chavez]**
Draft resolution declaring March 31 "Cesar Chavez and Dolores Huerta Day." Supervisors Gonzalez, Sandoval, Ammiano presented. RECEIVED AND ASSIGNED to Rules Committee.
- 041694 [Urging a new trial for Mumia Abu-Jama.]**
Resolution urging a new trial for Mumia Abu-Jamal. Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to Rules Committee.
- 041696 [Accept-Expend Federal Grant]**
Resolution Authorizing the Chief of Police for the City and County of San Francisco to accept and expend grant funds made available through the U.S. Department of Justice – Office of Community Oriented Policing for a project entitled "U.S. Department of Justice – Universal Hiring Program." Supervisors Elsbernd, Duffy presented. RECEIVED AND ASSIGNED to City Services Committee.
- 041697 [Accept-Expend Federal Grant – Special Emphasis Victim Assistance Program: Elder Abuse]**
Resolution authorizing the Department of the District Attorney of the City and County of San Francisco to retroactively accept and expend a grant in the amount of \$110,000 through the California Governor's Office of Emergency Services, Criminal Justice Programs Division, for the operation of a program entitled "Special Emphasis Victim Assistance Program: Elder Abuse." Supervisor Peskin presented. RECEIVED AND ASSIGNED to City Services Committee.
- 041698 [Accept-Expend Federal Grant – Special Emphasis Victim Assistance Program - Homicide]**
Resolution authorizing the Department of the District Attorney of the City and County of San Francisco to retroactively accept and expend a grant in the amount of \$110,000 through the California Governor's Office of Emergency Services, Criminal Justice Programs Division, for the operation of a program entitled "Special Emphasis Victim Assistance Program—Homicide." Supervisors Maxwell, Duffy presented. RECEIVED AND ASSIGNED to City Services Committee.
- 041701 [Supporting AB19 - Religious Freedom and Civil Marriage Act]**
Resolution urging the California Assembly and Senate and the Governor of California to support Assembly Bill 19 (AB19), the "Religious Freedom and Civil Marriage Act", which defines marriage as a civil contract between two people. Supervisors Ammiano, Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 041702 [United Church of Christ Ad]**
Resolution urging CBS and NBC to rescind their decisions to reject airing of the United Church of Christ advertisement promoting tolerance and acceptance of same-sex couples. Supervisors Ammiano, Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 041704 [Commending John Arntz and the Department of Elections]**
Resolution commending John Arntz and the Department of Elections for their outstanding accomplishments. Supervisors Elsbernd, Maxwell, Alioto-Pier, Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 041705 [Urging the City Controller to provide comprehensive information regarding City Committees, Subcommittees, Task Forces and Boards]**
Resolution urging the City Controller to provide comprehensive information regarding City Committees, Subcommittees, Task Forces and Boards. Supervisor Gonzalez presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 041706 [Accept-Expend Federal/State Grant - Threat Management/Stalking Vertical Prosecution Program]**
Resolution authorizing the Department of the District Attorney of the City and County of San Francisco to retroactively accept and expend a grant in the amount of \$116,638 through the Governor's Office of Emergency Services, Criminal Justice Programs Division, for the operation of a program entitled "Threat Management/Stalking Vertical Prosecution Program." Supervisor Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 041707 [Commending David Hardiman]**
Resolution commending David Hardiman on the occasion of his retirement. Supervisor Ma presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 041708 [Accept-Expend Federal Grant - Gang Resistance Education and Training (G.R.E.A.T.)]**
Resolution authorizing the Chief of Police for the City and County of San Francisco to accept and expend grant funds made available through the U.S. Bureau of Justice Assistance, Office of Justice Programs for a project entitled Gang Resistance Education and Training (G.R.E.A.T.). Supervisor Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 041709 [Endorsing efforts between WestEd, Stanford Medical Center, and the SFUSD to collaborate on a five year research study on trauma]**
Resolution endorsing efforts between WestEd, Stanford Medical Center, and the San Francisco Unified School District to collaborate on a five year research study on trauma and its effects on learning and executive functions in hopes of improving the cognitive learning functions of children effected by violence. Supervisor Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 041710 [Accept-Expend Federal Grant - Spousal Abuser Prosecution Program]**
Resolution authorizing the Department of the District Attorney of the City and County of San Francisco to retroactively accept and expend a grant in the amount of \$95,033 through the California Department of Justice for a program entitled "Spousal Abuser Prosecution Program." Supervisor Alioto-Pier presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 041721 [Apply for Whale Tail State Grant from the California Coastal Commission]**
Resolution authorizing the Department of the Environment to apply for a grant in the amount of \$50,000 from the California Coastal Commission for teaching San Francisco students about water pollution prevention and protecting our bay, ocean and coast. Supervisor Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 041722 [Support Smoke Free Movies]**
Resolution supporting smoke free movies. Supervisor Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 041723 [Commending the San Francisco Public Library for Prop 14 Funds]**
Resolution commending the San Francisco Public Library for securing \$9.7 million from state Proposition 14 funds for the renovation of the historic Richmond branch library and construction of a new Ingleside branch library. Supervisors Peskin, Elsbernd, Sandoval, McGoldrick presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

- 041676 [Needs and concerns of San Francisco's growing Gay, Lesbian, Bisexual and Transgender Senior populations]**
Hearing regarding the needs and concerns of San Francisco's growing Gay, Lesbian, Bisexual and Transgender Senior populations. Supervisor Duffy presented. RECEIVED AND ASSIGNED to City Services Committee.

041677 [Ranked-choice voting outreach and education services grant program]

Hearing to review and discuss the Department of Election's ranked-choice voting outreach and education services grant program for the November 2, 2004 election. Supervisor Ma presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

041682 [Implementation of work plans at the Department of Recreation and Parks]

Hearing to consider implementation of work plans at the Department of Recreation and Parks. Supervisors Duffy, Peskin presented. RECEIVED AND ASSIGNED to City Services Committee.

041683 [Automatic External Defibrillators]

Hearing to review the Legislative Analyst Report "Local Government Programs for siting Automatic External Defibrillators (AED) in Public Spaces," and to discuss plans for siting AED's in San Francisco with special emphasis on access to AED's in public buildings and settings. Supervisor Daly presented. RECEIVED AND ASSIGNED to City Services Committee.

Motions

041699 [Needle Exchange Emergency]

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program. Supervisors Ammiano, Daly, Peskin, McGoldrick, Maxwell, Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041700 [Emergency Declaration Concurrence Influenza Vaccine]

Motion concurring in the October 12, 2004 Declaration of the Existence of a Local Emergency for Limited Purposes by the Mayor, and in the actions taken to meet the emergency. Mayor presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041703 [Webpage enhancement and maintenance for the Board of Supervisors]

Motion amending the Rules of Order of the Board of Supervisors by amending Rule 6.22, which governs the provision and maintenance of the Webpage of the Board of Supervisors, by amending the composition of the "Welcome Page." Supervisor Daly presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

PROPOSED ORDINANCES

041524 [Parking Regulations-Hall of Justice]

Ordinance amending San Francisco Traffic Code Section 32.6.7 to restrict parking on Bryant Street between Harriet Street and 7th Street to only marked SFPD vehicles or displaying a permit issued by the Chief of Police. (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Land Use Committee.

041606 [Settlement of Lawsuit - Eugene Duffy]

Ordinance authorizing settlement of the lawsuit filed by Eugene Duffy against the City and County of San Francisco for \$30,000; the lawsuit was filed on June 13, 2003, in San Francisco Superior Court, Case No. 421395; entitled Eugene Duffy, et al., v. City and County of San Francisco, et al. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

041629 [Changing the Official Sidewalk Width along Portions of Illinois Street]

Ordinance amending Ordinance No. 1061 entitled "Regulating the Width of Sidewalks" by adding thereto Section No. 1563 to change the official sidewalk widths from the intersection of Illinois and 25th Streets to the intersection of Illinois and Cesar Chavez Streets; making findings pursuant to the General Plan and Planning Code Section 101.1; and requiring relocation, modification, or both of facilities affected by the sidewalk width changes. (Public Works Department) . RECEIVED AND ASSIGNED to Land Use Committee.

- 041630** [Eliminating the Office of Emergency Services Revolving Fund.]
Ordinance amending the San Francisco Administrative Code by repealing Section 10.142, to eliminate the Office of Emergency Services Revolving Fund. (Emergency Communications Department) . RECEIVED AND ASSIGNED to Finance and Audits Committee.
- 041635** [CCP § 998 Offer of Settlement of Lawsuit - Paul R. Lozada v. CCSF]
Ordinance authorizing CCP § 998 offer of settlement of the lawsuit filed by Paul R. Lozada against the City and County of San Francisco for \$100,000; the lawsuit was filed on October 29, 2003 in San Francisco Superior Court, Case No. 03-42588; entitled Paul R. Lozada v. City and County of San Francisco, et al. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

- 041564** [Approval of Lease with American Airlines, Inc. for a portion of Plot 40 and Superbay Hangar]
Resolution approving and authorizing the execution of a Lease with American Airlines, Inc., for a portion of Plot 40 and space in the Superbay Hangar. (Airport Commission) . RECEIVED AND ASSIGNED to Finance and Audits Committee.
- 041631** [STOP Intersections]
Resolution designating certain intersections as "STOP" intersections.
- STOP SIGNS - ESTABLISH
Walnut Street and Pacific Avenue, stopping northbound Walnut Street at Pacific Avenue, making this T-intersection an All-Way STOP; and
30th Avenue and Lake Street, making this intersection an All-Way STOP. (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Land Use Committee.
- 041632** [Traffic Regulations]
Resolution enacting and rescinding traffic regulations on various streets.
- TOW-AWAY LANE MUST TURN RIGHT, EXCEPT MUNI - ESTABLISH
Lincoln Way, south side, from 19th Avenue to a point 100 feet westerly.
- ONE-WAY STREET - ESTABLISH
Vandewater Street, westbound, between Mason and Powell Streets.
- BICYCLE LANES - ESTABLISH
Fell Street, from Scott Street to Baker Street. (Parking and Traffic Department) . RECEIVED AND ASSIGNED to Land Use Committee.

041633 [Parking Regulations]

Resolution enacting and rescinding parking regulations at various locations.

TOW-AWAY, NO PARKING FROM 10 PM TO 6 AM - ESTABLISH

Florida Street terminus, north of 15th Street.

TOW-AWAY, NO STOPPING ANYTIME – ESTABLISH

Florida Street, west side of the easterly divided roadway, from 210 feet south of 15th Street, northerly to a point 18 feet south of the roadway terminus.

TOW-AWAY, NO PARKING ANYTIME - ESTABLISH

15th Street, north side, from Florida to Bryant Streets.

PERPENDICULAR (90-DEGREE ANGLE) PARKING ESTABLISH

Florida Street terminus, north of 15th Street;

Van Dyke Avenue, north side, between Keith and Jennings Streets; and

Divisadero Street, both sides, from 240 feet north of 14th Street to 240 feet south of Duboce Avenue.

TOW-AWAY, NO STOPPING, 7 AM TO 9 AM, MONDAY THROUGH FRIDAY – RESCIND

Lincoln Way, south side, from 20th Avenue to a point approximately 100 feet easterly.

TOW-AWAY, NO STOPPING ANYTIME – ESTABLISH

Lincoln Way, south side, from 19th Avenue to a point 100 feet westerly.

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH

Rousseau Street, east side, from San Jose Avenue to 55 feet southerly; and

Rousseau Street, west side, from San Jose Avenue to Bosworth Street.

UNMETERED MOTORCYCLE PARKING - ESTABLISH

Carl Street, north side, from 13 feet to 27 feet east of Willard Street (accommodating 4 motorcycles while addressing sight distance concerns at the intersection); and

Page Street, north side, between the driveways of 940 and 932 - 936 Page Street, accommodating two unmetered motorcycle parking spaces.

TOW-AWAY, NO STOPPING, 7 AM - 7 PM, EVERYDAY - RESCIND

TOW-AWAY, NO STOPPING, 3 PM - 7 PM, MONDAY THROUGH FRIDAY - ESTABLISH

McAllister Street, north side, from Gough Street to 60 feet easterly

NO PARKING ANYTIME - ESTABLISH

Mansell Street, median noses, east and west sides, at Girard, Brussels, Goettingen, Somerset, Hamilton and Bowdoin Streets.

PARKING METER AREA NO. 3 (2-HOUR PARKING TIME LIMIT, 9 AM - 6 PM, MONDAY THROUGH SATURDAY) - ESTABLISH

Bryant Street, both sides, between 15th and 16th Streets.

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH

Genessee Street, west side, from Monterey Boulevard to 19 feet southerly.

1-HOUR TIME LIMIT, 9 AM TO 6 PM, MONDAY THROUGH SATURDAY - RESCIND

2-HOUR TIME LIMIT, 9 AM TO 6 PM, MONDAY THROUGH SATURDAY - ESTABLISH

20th Street, both sides, between Capp and Valencia Streets (parking meters to remain).

TOW-AWAY, MONDAY THROUGH FRIDAY, 4 PM TO 6 PM - RESCIND

Fell Street, south side, from Laguna Street to Scott Street.

TOW-AWAY, MONDAY-FRIDAY, 4 PM-7 PM - ESTABLISH
Fell Street, south side, from Divisadero Street to 125 feet easterly.

RESIDENTIAL PERMIT PARKING AREA "I" (2-HOUR TIME LIMIT, 9 AM - 6 PM, MONDAY THROUGH SATURDAY) - ESTABLISH
Capp Street, both sides, between 17th and 18th Streets (200 block) (excludes the thru-lot of 2155 Mission Street).

RESIDENTIAL PERMIT PARKING AREA "Z" (2-HOUR TIME LIMIT, 8 AM - 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH
Church Street, both sides, between 25th and Jersey Streets (1200 block);
Duncan Street, both sides, between Sanchez Street and Noe Street (400 block); and
Sanchez Street, both sides, between 28th and Duncan Streets (1400 block).

RESIDENTIAL PERMIT PARKING AREA "G" (2-HOUR TIME LIMIT, 8 AM - 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH
Baker Street, both sides, between Geary Boulevard and Post Street (1300 block).

RESIDENTIAL PERMIT PARKING AREA "S" (4-HOUR TIME LIMIT, 8 AM - 9 PM, MONDAY THROUGH FRIDAY) - ESTABLISH
Hill Street, both sides, between Noe and Sanchez Streets (400 block).

RESIDENTIAL PERMIT PARKING AREA "A" (2-HOUR TIME LIMIT, 8 AM - 9 PM, MONDAY THROUGH SATURDAY) - RESCIND
PARKING METER AREA NO. 4 (1-HOUR PARKING TIME LIMIT, 9 AM - 6 PM, MONDAY THROUGH SATURDAY) - ESTABLISH
Bay Street, south side, between Mason and Taylor Streets.

RESIDENTIAL PERMIT PARKING AREA "A" (2-HOUR TIME LIMIT, 8 AM - 9 PM, MONDAY THROUGH SATURDAY) - RESCIND
PARKING METERS, AREA NO. 4 (1-HOUR PARKING TIME LIMIT, 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) - ESTABLISH
Mason Street, west side, from Bay Street to 65 feet southerly.

RESIDENTIAL PERMIT PARKING AREA "H" (2-HOUR TIME LIMIT, 8 AM - 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH
Ocean Avenue, north side, between 21st and 22nd Avenues (2900 block); and
Ocean Avenue, both sides, between 20th and 21st Avenues (2800 block). (Parking and Traffic Department) . RECEIVED
AND ASSIGNED to Land Use Committee RECEIVED AND ASSIGNED to Land Use Committee.

041634 [Settlement of Unlitigated Claim]

Resolution approving the settlement of the unlitigated Claim No. 04-03446 filed by National Mutual Insurance Company as subrogee for the Chinese American War Veterans on May 10, 2004 against the City and County of San Francisco for \$61,192.99. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

BOARD of SUPERVISORS



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December 14, 2004**

OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

041740 [Reenacting a Disadvantaged Business Enterprise Program]

Emergency ordinance reenacting a Disadvantaged Business Enterprise Program set forth in Chapter 14A of the San Francisco Administrative Code; suspending Chapter 12D.A; providing for data collection to ensure nondiscrimination in City contracting; and adopting a declaration of emergency. Supervisor Ammiano presented. ASSIGNED UNDER 30 DAY RULE to Board of Supervisors.

041741 [Castro Street and Upper Market Neighborhood Commercial Districts – Exemption of certain entertainment permits from the conditional use process]

Ordinance amending the San Francisco Planning Code by amending Section 715.48 and Section 721.48 to provide that existing bars in the Castro Street and Upper Market Neighborhood Commercial Districts will be allowed to apply for and receive a place of entertainment permit from the Entertainment Commission without obtaining conditional use authorization from the Planning Commission if they can demonstrate to the satisfaction of the Entertainment Commission that they have been in regular operation as an entertainment use prior to January 1, 2004; adopting findings. Supervisor Duffy presented. ASSIGNED UNDER 30 DAY RULE to Land Use Committee.

041742 [Deletion of a street flower market location on Market Street at Fifth Street]

Ordinance amending Public Works Code Article 5, Section 155 to delete the flower market location on the south side of Market Street within 100 feet of the west line of 5th Street. Supervisor Duffy presented. ASSIGNED UNDER 30 DAY RULE to City Services Committee.

041745 [Regulating Skateboard Riding]

Ordinance amending the San Francisco Traffic Code by amending section 100 (Ord. No. 300-98) so that it no longer applies to skateboard riders; repealing a second section 100 (Ord. No. 385-98); repealing sections 100.1 through 100.6, which established a pilot program regulating roller and in-line skaters that has now expired; and adding a new section 100.1, regulating the riding of skateboards in San Francisco. Supervisor Ma presented. ASSIGNED UNDER 30 DAY RULE to Land Use Committee.

041748 [Development Agreements]

Ordinance amending the San Francisco Administrative Code by amending Sections 56.2 and 56.3 to allow a housing project to enter into a Development Agreement with the City if the project has a minimum of 1,000 units, includes two or more buildings, will be built on a site exceeding two and one-half acres, and provides public benefits beyond those achievable through existing ordinances and regulations; adopting findings under the California Environmental Quality Act. Supervisor Daly presented. ASSIGNED UNDER 30 DAY RULE to Land Use Committee.

041751 [Appropriate funds for the Human Services Agency's CalWORKS, In-Home Supportive Services (IHSS) and Medi-Cal Programs]

Ordinance appropriating \$5,988,448 from current year federal and state revenue allocations for the CalWORKS, In-Home Supportive Services (IHSS) and Medi-Cal programs to fund various program requirements including staffing; breakdown of the amounts per program are \$1,539,670 to CalWORKS, \$2,306,369 to IHSS and \$2,142,409 to Medi-Cal programs for fiscal year 2004-05. Mayor presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

Resolutions

041746 [Accept-Expend Federal Grant]

Resolution authorizing the Mayor's Office of Criminal Justice (MOCJ) to retroactively accept and expend a grant in the amount of \$989,477 from the U.S. Department of Justice (DOJ), Office of Community Oriented Policing Services (COPS Office) for the purpose of integrating the case management system for the JUSTIS Project. The new system will integrate the case management systems serving the Police, Sheriff, District Attorney, Public Defender, Adult Probation and the Superior Court. It will make the sharing of information within the criminal justice community easier, more efficient and accurate. Mayor presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041747 [Installation of four-way stop signs - Hyde and Vallejo Streets]

Resolution designating the intersection of Hyde and Vallejo Streets as a four-way stop intersection. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Land Use Committee.

041749 [Parking Regulations - Fell Street]

Resolution enacting parking regulations on a portion of Fell Street.

TOW-AWAY, NO STOPPING AT ANYTIME - ESTABLISH

Fell Street, south side, from 10 east of Masonic Avenue to 60 feet east of Masonic Avenue (50 foot zone). Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to Land Use Committee.

041753 [Urging acceptance of Pritikin Mansion as San Francisco's official 'Mayoral Residence.']

Resolution urging the acceptance of Pritikin Mansion as San Francisco's official 'Mayoral Residence' on the condition that an agreement is worked out between the City and Robert C. Pritikin. Further that such an agreement should be brought before the Board by or before April 30th, 2005 for final approval. Supervisor Gonzalez presented. RECEIVED AND ASSIGNED to Rules Committee.

041756 [Early Retirement of City Employees]

Resolution urging the Mayor to utilize cost savings accrued through the early retirement of fifty (50) City employees through the Early Retirement Program established by Proposition "F" in 2003 to maintain current Recreation and Parks Directors, Senior Escort Employees and Environmental Control Officers. Supervisors Ammiano, Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041757 [Urging the implementation of measures to prevent the consumption of lead tainted candy by children in San Francisco]

Resolution urging the United States Food and Drug Administration, the California Department of Health Services, and the San Francisco Department of Public Health to implement measures to prevent the consumption of lead tainted candy by children in San Francisco. Supervisor Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 041758 [Appointing Youth to the Library Commission]**
Resolution urging the Mayor to stand by his commitment to the youth of San Francisco by appointing youth to the Library Commission. Supervisor Daly presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 041759 [Amending conditions for Maiden Lane alley closure]**
Resolution amending conditions for Maiden Lane alley closure by eliminating requirements for fourteen foot access lane and for posting a guard at entry gates; amending signage requirements at entry gates and hours of table service; and replacing references to the Maiden Lane Association with the Union Square Association. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 041760 [Commending Health District Environmental Health Inspectors]**
Resolution commending Health District Four Health Inspectors for their dedication and commitment to ensuring safe and healthy living and working environments for San Franciscans living in Chinatown, Fisherman's Wharf, North Beach and the Financial District. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 041761 [Opposing the Assembly Constitutional Amendment Bill 5]**
Resolution opposing Assembly Constitutional Amendment Bill 5, regarding benefit plans for union workers. Supervisor Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 040329 [Conditional approval of an historical property contract for 690 Market Street - The Chronicle Building]**
Resolution under Chapter 71 of the San Francisco Administrative Code, conditionally approving an historical property contract between 690 HTC LLC and 690B LLC, the owners of conditional landmark No. 243 at 690 Market Street and the City and County of San Francisco, conditionally authorizing the Director of Planning and the Assessor to execute the historical property contract.. CALLED FROM COMMITTEE.
- 041762 [Accept-Expend Federal/State Grant – Victim/ Witness Assistance Program]**
Resolution authorizing the Department of the District Attorney of the City and County of San Francisco to retroactively accept and expend a grant in the amount of \$90,654 through the Governor's Office of Emergency Services, Criminal Justice Programs Division, for the operation of a program entitled "Violence Against Women Vertical Prosecution Program." Supervisor Alioto-Pier presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

- 041739 [Hearing - Emergency ordinance reenacting a Disadvantaged Business Enterprise Program]**
Hearing to consider the possible adoption of an emergency ordinance reenacting a Disadvantaged Business Enterprise Program set forth in Chapter 14A of the San Francisco Administrative Code; suspending Chapter 12D.A; providing for data collection to ensure nondiscrimination in City contracting; and adopting a declaration of emergency. (Clerk of the Board) . ASSIGNED to Board of Supervisors.
- 041744 [Widening of Martin Luther King Drive in Golden Gate Park]**
Hearing to inquire into the procedures and the legality of the process used in recommending the widening of Martin Luther King Drive in Golden Gate Park, the parking garage entrances as well as reviewing alternatives to current recommendations for the southern entry into the Golden Gate Concourse Garage. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Land Use Committee.
- 041750 [Types of federal funding resources available to the City and County for childhood nutrition]**
Hearing to understand what types of federal funding resources are available to the City and County for childhood nutrition. In particular, (1) Is the City maximizing its efforts to aggressively pursue all the federal funding streams? (2) How many of the funding resources does the City currently receive? (3) Is the City leveraging everything it can to provide adequate nutrition for children? (4) What is preventing us from maximizing all the resources out there? (5) What are the barriers? Supervisor Maxwell presented. RECEIVED AND ASSIGNED to Finance and Audits Committee.

041752 [S.F. Asthma Task Force Environmental Committee Recommendations]

Hearing on the status of response and implementation by the San Francisco Housing Authority on the recommendations submitted to them by the San Francisco Asthma Task Force Environmental Committee. Supervisor Maxwell presented. RECEIVED AND ASSIGNED to City Services Committee.

Motions

041738 [Emergency Disadvantaged Business Enterprise Program – January 25, 2005, Committee of the Whole]

Motion for the Board of Supervisors to convene as a committee of the whole on January 25, 2005, at 4:00 p.m. to accept public testimony concerning the possible adoption of an emergency ordinance reenacting a Disadvantaged Business Enterprise Program set forth in Chapter 14A of the San Francisco Administrative Code; suspending Chapter 12D.A; providing for data collection to ensure nondiscrimination in City contracting; and adopting a declaration of emergency. Supervisor Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041743 [Approving temporary modification to the Legislative Chamber Seating for the President and the Clerk of the Board to accommodate accessibility]

Motion approving temporary modification to the Legislative Chamber seating for the President and the Clerk of the Board to accommodate accessibility. Supervisor Alioto-Pier presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING to Rules Committee.

041754 [Needle Exchange Emergency]

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program. Supervisors Ammiano, Daly, Peskin, McGoldrick, Maxwell, Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

041755 [Emergency Declaration Concurrence – Influenza Vaccine]

Motion concurring in the October 12, 2004 Declaration of the Existence of a Local Emergency for Limited Purposes by the Mayor, and in the actions taken to meet the emergency. Mayor presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

PROPOSED ORDINANCES

041648 [Settlement of Lawsuit - Steve Potter]

Ordinance authorizing settlement of the lawsuit filed by Steve Potter against the City and County of San Francisco for \$50,000 paid to the City and County of San Francisco by Cross-Defendant OneBeacon; the lawsuit was filed on March 20, 2003 in the United States District Court, Case No. C03-1217 MEJ; entitled Steve Potter, et al., v. City and County of San Francisco, et al; other material terms of said settlement are Cross-Defendant OneBeacon will pay \$195,000 to plaintiff and plaintiff's counsel and \$100,000 to co-defendant Palace of Fine Arts Theater League. (City Attorney) . RECOMMENDED...

041659 [Settlement of Lawsuit - Linda Vaccarezza]

Ordinance authorizing settlement of the lawsuit filed by Linda Vaccarezza against the City and County of San Francisco for \$835,000; the lawsuit was filed on 3/12/04 in United States District Court, Case No. C04-1021; entitled Linda Vaccarezza v. City and County of San Francisco, et al. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

041663 [Settlement of Lawsuit - Quynh Le, et al., v. CCSF, et al.]

Ordinance authorizing settlement of the lawsuit filed by Quynh Le, Weston Ngo, Candance Phan and Candance Phan as Guardian Ad Litem of Geoffrey Ngo, a minor and Brittany Ngo, a minor against the City and County of San Francisco for a total payment of \$28,000.00; the lawsuit was filed on May 30, 2003 in San Francisco Superior Court, Case No. 420-933; entitled Quynh Le, et al., v. City and County of San Francisco, et al. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

041651 [Expand treatment capacity for methamphetamine abuse in San Francisco]

Resolution authorizing the San Francisco Department of Public Health (SFPDH) to accept retroactively and expend grant funds in the amount of \$497,910 from the Center for Substance Abuse Treatment/Substance Abuse and Mental Health Services (CSAT/SAMHSA) to expand treatment capacity for methamphetamine abuse in San Francisco and to enter into an agreement for the use of these funds; for the period of September 30, 2004, to September 29, 2005. (Public Health Department) . RECEIVED AND ASSIGNED to City Services Committee.

041657 [Grant of Federal Funds]

Resolution authorizing the Municipal Transportation Agency to accept and expend \$3,976,400 of Section 115 funds from the Federal Transit Administration for the Municipal Railway's Radio System Replacement and Third Street Phase I construction projects, excluding administrative overhead costs. (Municipal Transportation Agency) . RECEIVED AND ASSIGNED to Land Use Committee.

041658 [Contract funds to support sustainable school-based health care]

Resolution authorizing the San Francisco Department of Public Health, Balboa Teen Health Center, Community Health Programs for Youth (SFPDH), to enter retroactively into an agreement with Public Health Institute, California School Health Centers Association (PHI/CSHC) the primary contractor, and expend funds in the amount of \$18,820 to support advocacy at the local, state, and national levels for sustainable school-based health care; for the period of August 1, 2004 to July 31, 2005. (Public Health Department) . REFERRED TO DEPARTMENT.

041660 [Accept-Expend Federal Grant]

Resolution authorizing the Department of the Environment to accept and expend a grant in the amount of \$30,000 from the Environmental Protection Agency to develop the San Francisco Green Healthcare Working Group consisting of local healthcare professionals and to facilitate ongoing meetings to conduct hands-on training to its members on a broad range of pollution prevention and resource conservation strategies. (Environment) . RECEIVED AND ASSIGNED to Land Use Committee.

041662 [Settlement of Claim - Third Street Lofts]

Resolution approving the settlement of the unlitigated claim filed by Third Street Lofts against San Francisco for \$100,000; claim was filed on March 11, 2003. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

Clerk to Act – December 14, 2004

Board Minutes for November 16, 2004 approved.

Requests Granted

From: Supervisor Daly

To: City Attorney

Requesting/Inquiring: To redraft Sections 37.10A© and 37.10A(g) of the Administrative Code pursuant to the November 29, 2004 opinion of the First District California Court of Appeal in *Baba v. Board of Supervisors of the City and County of San Francisco*.

From: Supervisor Daly

To: Chief, Police Department

To: Director, Department of Public Works

To: Director, Mayor's Office of Disability

Requesting/Inquiring: Inquiring as to the purpose of the placement of metal barriers in the Tenderloin (specifically, Golden Gate Avenue between Hyde Street and Jones Street, Hyde Street between Golden Gate and Turk, and Leavenworth between Turk and McAllister) and whether these barriers are in violation of the American with Disabilities Act as well as San Francisco's Public Works Code, Article 15, Section 784.

From: Supervisor Elsbernd

To: Director, Department of Parking and Traffic

Requesting/Inquiring: Inquiring as to the status of District 7 Traffic calming applications.

From: Supervisor Elsbernd

To: General Manager, Muni

Requesting/Inquiring: To investigate pedestrian safety alternatives at the SFSU and Stonestown stations, as a result of pedestrians frequently crossing against the light in an effort to catch the M car before it departs. Specifically, the Supervisor inquires if the M streetcar could hold at the stations through one light cycle so that waiting pedestrians know they will have a safe opportunity to cross, and if a Muni light signal could be installed at the stations so that the streetcar operator has a clear indication of when to hold and when to go.

From: Supervisor Elsbernd

To: Director, Department of Parking and Traffic

Requesting/Inquiring: To investigate the feasibility of installing stop signs at the intersection of Upland and North Gate as well as Upland and Manor.

From: Supervisor McGoldrick

To: City Attorney

Requesting/Inquiring: To prepare legislation that de-appropriates \$1.4 million spent on private property owner reimbursements by the Department of Public Works for graffiti removal in the fiscal year 2004-05.

From: Supervisor Maxwell

To: Director, Department of Public Health

Requesting/Inquiring: Inquires of San Francisco General Hospital (SFG) to provide her office with an overview of the policy and practices of the Fragile Infants program. In particular, please address the following:

- What is the decision making process for deciding which expecting mother goes through a toxic screen for drug use/abuse?
- Of those women who deliver at SFG who has tested positive for drug use/abuse, how many of those babies went into the Fragile Infant program? How many babies were allowed to go home with the mother? Please provide a racial breakdown.
- What decision making process goes into deciding if a baby needs to be removed from the mother? What factors/criteria does the hospital use in determining whether or not to call in Child Protective Services?
- Provide a racial breakdown of women who delivered at San Francisco General in the past year.
- Provide a racial breakdown of babies delivered at San Francisco General.
- Provide a racial breakdown of the babies in the Fragile Infant program and what type of drugs the mothers were using?

In Memoriams

Beverly Kees (Supervisor Daly)

F. Darrin Perry (Supervisor Duffy)

Kathryn "Bonnie" Kathman (Supervisor Sandoval)

★ HOUCHEN
★ BINDERY LTD ★
★ UTICA, OMAHA NE ★

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